# Merchant & Gould

An Intellectual Property Law Firm

3200 IDS Center 80 South Eighth Street Minneapolis, Minnesota 55402-2215 USA TEL 612.332.5300 FAX 612.332.9081 www.merchantgould.com

A Professional Corporation

Direct Contact

Danielle I. Mattessich 612.336.4725 dmattessich@merchantgould.com

July 19, 2012

VIA U.S. MAIL

TTAB

UNITED STATES PATENT AND TRADEMARK OFFICE Trademark Trial and Appeal Board P.O. Box 1451 Alexandria, VA 22313-1451

Re:

Lifetech Resources LLC v. Myskin, Inc.

tessel

Opposition No.91200084

Mark: SKINTELLIGENCE; Serial No. 77/960,706

Our Ref. 16284.0003USTA

Dear Sirs:

Enclosed for filing is Opposer's Notice of Reliance for the matter referenced above.

Sincerely,

Danielle I. Mattessich

DIM/aja

**Enclosures** 



U.S. Patent & TMOfo/TM Mail Ropt Dt. #78

Atlanta Denver Knoxville Madison Minneapolis New York Seattle Washington DC

# Merchant & Gould

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Direct Contact	612.336.4725	A Professional Corporation
Lifetech Reso	urces, LLC, Opposer,	
Myskin,Inc.,	v. Applicant.	) Opposition No. 91200084 )
Mark: SKINTI Serial No.: 77/ Docket Number		
I here		g deposited with the United States Postal Service as first class mail, with Commissioner for Trademarks, P.O. Box 1451, Alexandria, Virginia  By: Name: Amanda Avery
P.O. Box 1451	for Trademarks rginia 22313-1451	
Dear Commissi	ioner:	
We are transmi	tting herewith the attached:	
	stcard. al Sheet in duplicate containing Certifica s Notice of Reliance	te Under 37 C.F.R.
Please charge is enclosed.	any additional fees or credit overpaym	By: Name: Danielle I. Mattessich

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Minneapolis, MN 55402-0910

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Direc	ct Contact	dmattessich@merchar 612.336.4725	ntgould.com	A Professional Corporation
Lif	fetech Reso	ources, LLC, Opposer,	)	
Му	yskin,Inc.,	v. Applicant.	) Opposition No. 91200084 ) )	
Seria	al No.: 77	ELLIGENCE /960,706 er: 16284.0003USTA		
	I her		.8: lence is being deposited with the United States Poddressed to: Commissioner for Trademarks, P.O.  By: Name: Amanda A	
P.O.	Box 1451	for Trademarks rginia 22313-1451		
Dear	r Commiss	ioner:		
Wea	are transm	itting herewith the attached:		
			ng Certificate Under 37 C.F.R.	

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate copy of this sheet

is enclosed.

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Lifetech Resources, LLC,	Opposition No. 91200084	
Opposer,	) Mark: <b>SKINTELLIGENCE</b>	
v.	) Serial No.: 77/960706	
MYSKIN, INC.	) Filing Date: March 17, 2010	
Applicant.	) Published: February 1, 2011	

## OPPOSER'S NOTICE OF RELIANCE NO. 1

Pursuant to 37 C.F.R. §2.120(j) and 2.122(e), Opposer, Lifetech Resources, LLC ("Lifetech"), hereby gives notice of its reliance and introduces into evidence as part of the record:

1. Printouts of the registration information (including specimens of use and/or Internet materials showing current use of the registered marks in connection with the goods/services cited in the respective third party registrations) from the Trademark Office's TESS and TDR systems regarding the following registrations:

REGISTRATION NUMBER	MARK
3909249	
	SKIN MINE
2262135	MICROPHARMACY
3117628	METACEUTICAL
3093890	PHYSIOAGE
3658207	IOMA BEAUTY DIAG
3470956	MARY KAY
App. No. 85/664199	
1224781	EUCERIN
App. No. 79/111512	
3466148	DERMALOGICA

REGISTRATION NUMBER	MARK
3278055	VICHY
3142934	RXSYSTEMS
2187959	MARIO BADESCU SKIN
	CARE

The above-referenced registrations and Internet materials are relevant to show third party use and registration of marks used in connection with the same or similar goods as those of Opposer and Applicant in this case.

2. Opposer's First Set of Admissions (that were not answered by Applicant) that are deemed admitted under Fed. R. Civ. P. 36.

This information is relevant to show Applicant's admissions that the marks at issue are identical, the parties' goods are related, and there is a likelihood of confusion between Opposer's mark and Applicant's mark.

3. The USPTO file history and TARR report of U.S. Reg. No. 1,783,801 is being submitted and made part of the opposition record pursuant to 37 CFR 1.221(d).

The file history of U.S. Reg. No. 1,783,801 is being submitted to support Opposer's ownership of the SKINTELLIGENCE trademark registration and to establish that the relied upon registration is still subsisting.

Respectfully submitted,

LIFETECH RESOURCES, LLC

By its Attorneys,

Date: 7-19-2012

Karen McDaniel

Danielle I. Mattessich

MERCHANT & GOULD P.C.

80 South Eighth Street, Suite 3200

Minneapolis, Minnesota 55402-2215

(612) 332-5300

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Lifetech Resources, LLC,		) Opposition No. 91200084
	Opposer,	) Mark: SKINTELLIGENCE
v.		) Serial No.: 77/960706
MYSKIN, INC.		) Filing Date: March 17, 2010
	Applicant.	) Published: February 1, 2011

## INDEX OF OPPOSER'S NOTICE OF RELIANCE (NO. 1)

- 1. Plaintiff's Testimony (confidential and non-confidential testimony of Beverly Halcon is being filed under separate cover)
- 2. Third Party Trademark Registrations Printed from TESS, with accompanying specimens of use (from TDR) and/or Internet materials showing current use of the registered marks in connection with the goods/services listed in each third party registration. A Declaration (of Danielle I. Mattessich) in support of the Internet materials is also submitted.
- 3. Opposer's First Set of Requests for Admissions Filed on Applicant (and unanswered)
  Pursuant to Rule 36 FRCP
- 4. File History (from TDR) of U.S. Reg. No. 1,783,801 (SKINTELLIGENCE) owned by Opposer

#### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing OPPOSER'S NOTICE OF RELIANCE NO. 1 was served on Applicant by First Class Mail, postage pre-paid, this 19th day of July, 2012 at the following address of record:

RAJIV RANJAN MYSKIN INC 123 TOWN SQUARE PL STE 324 JERSEY CITY, NJ 07310-1756

Danielle I. Mattessich

## **CERTIFICATE OF FILING**

I hereby certify that a true and correct copy of the OPPOSER'S NOTICE OF RELIANCE NO. 1 was filed with the UNITED STATES PATENT AND TRADEMARK OFFICE, Trademark Trial and Appeal Board, P.O. Box 1451 Alexandria, VA 22313-1451 by First Class Mail, postage pre-paid, this 19th day of July, 2012.

Danielle I. Mattessich

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Lifetech Resources, LLC,	Opposition No. 91200084
Opposer,	Mark: <b>SKINTELLIGENCE</b>
v.	Serial No.: 77/960706
MYSKIN, INC.	Filing Date: March 17, 2010
Applicant.	) Published: February 1, 2011

# DECLARATION OF DANIELLE I. MATTESSICH IN SUPPORT OF OPPOSER'S NOTICE OF RELIANCE NO. 1

- I, Danielle I. Mattessich, hereby declare as follows:
- 1. I am an associate with the law firm of Merchant & Gould P.C., counsel for Opposer Lifetech Resources, LLC in this opposition proceeding. I submit this declaration in support of Opposer's Notice of Reliance No. 1. I have personal knowledge of the facts stated herein and, if called as a witness, could and would testify competently hereto.
- 2. Opposer submits this Declaration in support of Opposer's Notice of Reliance No.

  1. TMBP § 704.02 states that certain types of evidence, such as official records and printed publications as described in 37 CFR § 2.122(e), need not be introduced in connection with the testimony of a witness but may instead be made of record by filing the materials with the Board under cover of one or more notices of reliance during the testimony period of the offering party.
- 3. Pursuant to TBMP §704.08(b), a document obtained from the Internet may be admitted into evidence pursuant to a notice of reliance in the same manner as a printed publication in general circulation in accordance with 37 C.F.R. §2.122(e).

4. The Internet materials submitted with Opposer's Notice of Reliance No. 1 are publically available documents that identify (1) the date each was printed; and (2) the source of each document (URL).

5. The Internet materials submitted by Opposer in Opposer's Notice of Reliance No. 1 are true and correct copies of the electronic materials I personally reviewed on the Internet and printed on July 18, 2012 or July 19, 2012.

6. The Internet records are examples of third parties in the cosmetic industry who sell both skincare products and offer electronic tools for skin care analysis under the same brand names. These records are being submitted to support Opposer's position that consumers are likely to confuse the source of Applicant's products with Opposer, or Opposer's products with Applicant.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: July 19, 2012

Danielle I Mattessich

# **Opposition. No. 91200084**

Lifetech Resources, LLC vs. MySkin, Inc.

Printouts of the registration information from the Trademark Office's TESS and TDR systems and evidence of use of registered marks in commerce



**Word Mark** 

SKIN OF MINE

Goods and **Services** 

IC 003. US 001 004 006 050 051 052. G & S: Non-medicated balms for use on skin; non-medicated ointments for the prevention and treatment of sunburn; skin creams; skin lotions; skin moisturizer;

sun block. FIRST USE: 20100922. FIRST USE IN COMMERCE: 20100922

IC 009. US 021 023 026 036 038. G & S: Computer software for analyzing and providing

quantitative feedback about an individual's skin and moles. FIRST USE: 20080715. FIRST USE IN

COMMERCE: 20100121

Mark Drawing Code

(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code

16.03.01 - Cameras; Cameras, motion picture; Cameras, video; Lenses, photographic

Trademark Search Facility Classification

ART-16.03 Photography; cinematography; optics SHAPES-BAR-BANDS Designs with bar, bands or lines

SHAPES-CIRCLE Circle figures or designs including semi-circles and incomplete circles

SHAPES-GEOMETRIC Geometric figures and solids including squares, rectangles, quadrilaterals

and polygons

Serial Number

Code

77938268

**Filing Date** 

February 17, 2010

**Current Basis** 

**Basis** 

**Original Filing** 

1A;1B

**Published for** 

July 13, 2010

Opposition Registration

3909249

Registration Date

January 18, 2011

Owner

Number

(REGISTRANT) SKIN OF MINE DOT COM, LLC LIMITED LIABILITY COMPANY NEW YORK Suite 5S 400 Columbus Avenue Valhalla NEW YORK 10595

Disclaimer

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE SKIN APART FROM THE MARK AS

SHOWN

**Description of** 

Mark

Color is not claimed as a feature of the mark. The mark consists of the stylized text "SKIN OF MINE", with the "O" forming the lens area of a stylized camera.

Type of Mark

**TRADEMARK** 

Register

**PRINCIPAL** 

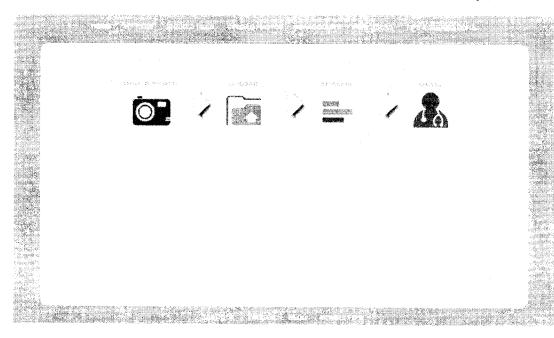
Live/Dead

Indicator

LIVE



Sangut



LOG IN

CREATE AN ACCOUNT

#### Should you be concerned about a mole? Yes.

Melanoma, the most serious form of skin cancer, might appear suddenly and without warning, but might also develop on an existing mole. Catching his deadly disease early is the key to a successful skin cancer treatment regimen.

We've made it easy for you to analyze and track changes in your more online, as part of your regular skin self-exams. Simply upload a photo of your more and our state-of-the-art software will analyze it, scan the internet for similar images, and assist you in tracking changes in the appearance of your mole over time

You can then shere and discuss your image with any SkinOffline user, including your dermatologist.

Get started now, it could save your life.











FOLLOW US ON kualikor



SAUDO MIRE

Becoming such a night own lifestifie his an undergrad an over again.

good line from Avitam "they won't come with hill(0) rinks of here have lights" 28 49 21 TOP

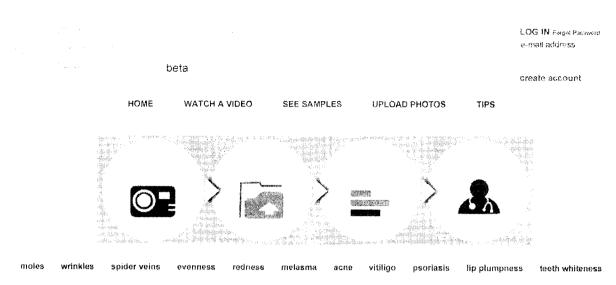


• BLOG

Why can I start no this weeks \$97 in is went 8 and 50 his hashend. He grow all on this 8 again cowel of Talest, about any on this Adjact cowel of Talest, about any armone in George a short project quadrinary for the He was among the hashes in stay which and grid Ala aland which hope share selected a full south of ending days gradient according to the project of the common term of the yellow the same and t

NEWSLETTER SIGNOR

60070 Skin Of Mine, LLC | Pavady Palicy | Terra Of Die | Contact de



#### Upload a photo to your account for online diagnosis and treatment

- 1 UPLOAD YOUR PHOTO Upload a photo of your concern after creating an account and signing in.
- 2 SPECIFY YOUR CONCERNS Tell us what ails you by answering a few questions related to your concern. Submit up to three photos of your skin.
- 3 SELECT YOUR EXPERT Select among dermatologists and/or nurse practitioners licensed to diagnose and treat skin concerns in your state
- 4 SUBMIT YOUR CASE You pay the consultation fee and submit your images and questionnaire to
  the expert of your choice. After reviewing your case, your expert will respond with a diagnosis,
  prescription and/or over-the-counter recommendations, therapeutic advice, and helpful reading links,
  generally within 24 hours. You'll be notified via email when the response is ready.

#### Upload a photo & analyze to get automatic feedback about:

- MOLES Quantify the symmetry, border regularity, and color regularity of moles, as a way of automating your skin self-exam.
- · PSORIASIS Measure the area of extent as well as the redness, scaliness, and thickness,
- · VITILIGO Measure the area of extent.
- ACNE Measure your "acne index" in order to compare the severity of acne in today's photo with an
  earlier or later one.
- WRINKLES Find your "wrinkle index." This will allow you to compare today's photo with an earlier or later one, for the purpose of quantifying the effect of an anti-aging regimen.
- EVENNESS Measure the evenness of your skin tone. This will allow you to compare today's photo
  with an earlier or later one, for the purpose of measuring the effect of a cream or laser.
- MELASMA Measure the area of extent, darkness, and heterogeneity of hyperpigmented regions. This
  will allow you to compare today's photo with an earlier or later one, for the purpose of measuring the
  effect of a treatment.
- REDNESS Quantify the redness of your skin, so that you can track it over time.
- LIP PLUMPNESS Measure the plumpness of your lips, for the purpose of comparing today's photo to an earlier or later one. This will allow you to quantify the effect of a product or treatment.
- TEETH WHITENESS Measure the whiteness of your teeth.
- SPIDER VEINS Measure the severity of your spider veins. This will allow you to quantify the effect of a vein treatment.

#### Mathematically align two photos to highlight changes.

## Online Consultations New evaluable in:







#### **Recent Blog Entries**

#### Benefits of an Online Dermatology Consultation

There are a number of reasons why one might choose to submit a case to an online dermatologist or nurse practitioner licensed to diagnose, prescribe, and otherwise treat skin conditions in your state. First, there's the quick turn-around time. Tried to get a traditional appointment with a dermatologist lately? The average wait time nationwide is 38 days, but that nearly doubles to 73 days in Boston. With an online consultation, you can get an answer much faster: generally within 24 hours. Read more.

Quantitative Analysis of Skin Moles

The Skin Of Mine Mole Analysis module provides quantitative feedback about symmetry, border, and color regularity of moles from ordinary digital photos. The graph shown below is the analysis for the mole shown in the photo. This mole was later biopsied and determined to be benign. Read more.

#### New Method of Describing Psoriasis

Physicians created the Psoriasis Area and Severity Index (PASI) in 1978 because they needed an objective and quantitative way to describe the effectiveness of a new psoriasis treatment drug Soriatane (acitretin.) Over the past 3 decades, PASI has become a widely used method for assessing the severity of psoriasis, as well as for judging new psoriasis medications and therapies. Read more

#### Quantifying and Tracking Vitiligo

"When determining the effectiveness of a specific treatment for a specific disease, it is important to have a reproducible, validated, pragmatic, and sensitive scoring system." [1] Traditionally, the job of scoring has fallen to the dermatologist, who has two fairly widely accepted scoring systems available to help monitor vitiligo the vitiligo area severity index (VASI) [2] and the vitiligo disease activity score (VIDA) [3]. Readmont

#### The Significance of Wrinkle Index

Wrinkles. Something we analyze consciously or subconsciously continually in our daily encounters with colleagues, friends, the TV. and the mirror. But the intuitive results are qualitative. "lots" or "a few. "Deep" or "fine." In order to measure the effect of a treatment. however, more precision is required. Read more...

#### Quantifying Acne

We used the Skin Of Mine Acne module at skinofmine.com to quantify acne of six individuals, where the severity of the acne of the individuals ranged from none to severe. In each case, the computer mouse was used to manually highlight the areas of concern for each individual. Results are shown below. The lower row of images shows the highlighted regions in green. Read more.

SANDBOX TWITTER FACEBOOK BLOG NEWSLETTER e-mail to sign up

@2010 Skin Of Mine Dot Com, LLC | Privacy Policy | Terms Of Use | Contact us

#### Typed Drawing

**Word Mark** 

**MICROPHARMACY** 

Goods and Services

IC 003. US 001 004 006 050 051 052. G & S: health and beauty products, namely, cleansers; moisturizers; alpha hydroxy acids; skin exfoliators and scrubs; hair and skin conditioners; bath water additives; creams and lotions for hair, skin, face and body; hair shampoos; skin toners; facial masks; skin fading lotions; tanning lotions; skin lighteners; and foundation makeup. FIRST USE: 19980612. FIRST USE IN COMMERCE: 19980612

IC 005. US 006 018 044 046 051 052. G & S: health and beauty products, namely, pharmaceutical products for the treatment of skin disorders; medicated creams and lotions for hair, skin, face and body; vitamins; nutritional supplements; and antibiotic ointments. FIRST USE: 19980612. FIRST USE IN COMMERCE: 19980612

IC 009. US 021 023 026 036 038. G & S: computer software for use in operation of point-of-sale systems by physicians and clinics utilizing proprietary bar code technology for linking information about the physician, patient, product and supplier in the retail sale of health and beauty products; and such computer software computer hardware and computer peripherals sold as a unit for use in the retail sale of health and beauty products. FIRST USE: 19971203. FIRST USE IN COMMERCE: 19971203

**Mark Drawing** 

Code

(1) TYPED DRAWING

Serial Number 75356789

**Filing Date** 

September 15, 1997

**Current Basis 1A** Original Filing 1B

**Basis** 

**Published for** Opposition

April 27, 1999

Registration

Number

2262135

Registration

Date

July 20, 1999

Owner

(REGISTRANT) Young Pharmaceuticals Inc. CORPORATION CONNECTICUT 1840 Berlin Turnpike Wethersfield CONNECTICUT 06109

Attorney of Record

NANCY KENNEDY

Type of Mark TRADEMARK

Register

**PRINCIPAL** 

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20100120.

Renewal

1ST RENEWAL 20100120

Live/Dead Indicator

LIVE

Gel"

Anti-Redness EmoluGel

1 oz 30 g



# METACEUTICAL

Word Mark

METACEUTICAL

Goods and Services

IC 003. US 001 004 006 050 051 052. G & S: Non-medicated skin care preparations; skin care products, namely, nonmedicated skin serum; wrinkle removing skin care preparations. FIRST USE: 20060301. FIRST USE IN COMMERCE: 20060301

IC 005. US 006 018 044 046 051 052. G & S: Nutriceuticals supplements; calcium supplements; dietary supplements; food supplements; herbal supplements; homeopathic supplements; mineral supplements; nutritional supplements; vitamin supplements; medicated skin care preparations; meal replacement drinks; meal replacement powders; meal replacement bars; meal replacement and dietary supplement drink mixes. FIRST USE: 20050606. FIRST USE IN COMMERCE: 20050606

IC 009. US 021 023 026 036 038. G & S: Computer software for health and fitness evaluation. FIRST USE: 20050831. FIRST USE IN COMMERCE: 20050831

Standard Characters Claimed

**Mark Drawing** 

Code

(4) STANDARD CHARACTER MARK

Serial Number 76574042

**Filing Date** 

January 23, 2004

**Current Basis** 1A **Original Filing** 1B

Basis

**Published for** 

Opposition

June 14, 2005

Registration Number

Registration

Date

July 18, 2006

3117628

Owner

(REGISTRANT) Forever Slim International, Inc. CORPORATION TEXAS 501 San Juan Drive Suite P Southlake TEXAS 76092

Attorney of Record

David H. Tannenbaum

Type of Mark Register

**TRADEMARK PRINCIPAL** 

Live/Dead

LIVE Indicator

METACEUTIC

Rejuvenation Age-Defying Fadal Go

body technology

View Committee C



#### Forever Slim. International

501 San Juan, Ste. P Southlake, TX 76092 (817) 424-5204 FAX (817) 251-1358

## Metaceutical Profile

# Installation/Operating Instructions

System Requirements: Pentium 200 or higher machine, 16 mb ram, 64 mb hard disk space, Windows<sup>TM</sup> 98 or higher.

Make sure there are no other programs running before installation.

Insert cd in the cd drive.

If Windows Run CD Comes Up-follow commands or click on **Run** from the **File** menu.

Type the cd drive (normally D:;E: or proper drive) setup at command line, click **OK** or hit **enter** {example: e:/setup.exe}.

A logo screen will appear. Unless you want to change the drive, leave it at the default C:MBA.

Press "enter" and follow prompts and instructions until installation is complete.

If screen appears asking if you want to keep latest version? Click YES to all.

Open the MBA System icon group after system has restarted.

Click on "MBA Site Administration" icon.

Fill out the information screen. *This is very important!* This will be the information printed on all of the profiles generated. You must use your tab key to move forward to the next field and shift tab to move backwards.

Click on "update" when information is correct.

Click on "registration" --- Keep this open--- You will need the (Site Information) "yellow" 15 digit number when you call Forever Slim, International at 817-424-5204 to register. This must be done before any profiles can be processed.

MBA Technology will provide the information to fill in the "Activation Key" (green field) from the 15-digit site information you provided.

After typing information provided by MBA for the "Activation Key" click on "update".

The system will give the number of profiles available. This number will be 104 at the first installation. You will have 100 profiles available, the other four are for the demonstration module.

At this point you may want to set up counselor information. This is needed to access the **Review Previous Metaceutical Profile**. To set up a counselor you will need a name and password.

Click Exit to return to the Program Group.

Installation is complete and you are ready to begin your business.

To process Metaceutical Profile, double click MBA System in the program group.

To enter a new profile click on the first option "Fill Out New Metaceutical Profile".

To review, edit, print entire or print summary or view graph click on **Review Previous Metaceutical Profile**. You will need a counselor ID to access this portion.

When the screen is at the options menu the demonstration module will automatically begin after 1 minute.

Technical Support - Forever Slim, International at 817-424-5204

# PhysioAge

**Word Mark** 

**PHYSIOAGE** 

Goods and Services

IC 003. US 001 004 006 050 051 052. G & S: Skin care products, namely, wrinkle removing skin care preparations. FIRST USE: 20041127. FIRST USE IN COMMERCE: 20041127

IC 005. US 006 018 044 046 051 052. G & S: Nutritional supplements, namely supplements for treating the physiological manifestations and diseases associated with human aging. FIRST USE: 20040712. FIRST USE IN COMMERCE: 20040712

IC 009. US 021 023 026 036 038. G & S: Computer software for assessing the physiological age of an individual, for analyzing and reporting medical and clinical research data securely over the internet to clients with authorization, for uploading data from multiple data collection sites to a webbased storage site, all for the purpose of assessing the physiological changes and diseases associated with human aging. FIRST USE: 20040311. FIRST USE IN COMMERCE: 20040311

IC 042. US 100 101. G & S: Diagnostic services in the field of clinical age management. FIRST USE: 20040311. FIRST USE IN COMMERCE: 20040311

IC 044. US 100 101. G & S: Medical services, namely, therapeutic treatment aimed at the psychological changes and diseases associated with human aging. FIRST USE: 20050301. FIRST USE IN COMMERCE: 20050301

Standard Characters Claimed

**Mark Drawing** Code

(4) STANDARD CHARACTER MARK

Serial Number 78322098

**Filing Date** 

November 3, 2003

**Current Basis Original Filing** 

1B

**Basis** 

Published for

Opposition

June 14, 2005

Registration Number

3093890

Registration

**Date** 

Owner

May 16, 2006

(REGISTRANT) Central Park South Internal Medicine DBA PhysioAge Medical Group CORPORATION NEW YORK 30 Central Park South, 8D New York NEW YORK 10019

Attorney of Record

Peter S. Sloane

Type of Mark Register

TRADEMARK. SERVICE MARK **PRINCIPAL** 

**Affidavit Text** 

SECT 15. SECT 8 (6-YR).

Live/Dead Indicator

LIVE



Like 101



New York Utah California Michigan

## **Anti Aging Skincare Treatment With Estriol & Retinol**



Available by prescription only, PhysioAge SuperCream with Estriol and Retinol is a powerful skin care cream scientifically formulated to reverse the effects of the aging process and sun damage. A unique delivery system enables the active ingredients to deeply penetrate the skin's lower layers, where they are gradually released to improve cellular function and repair.

Naturally found in human skin, both estriol and retinol have been demonstrated in clinical trials to stimulate collagen production and protect against premature aging caused by sun exposure and subsequent increases in the enzymes that age skin (matrix metalloproteinases). We combine them with the potent antioxidants coenzyme Q10 and gingko biloba to reduce oxidative stress and enhance cellular metabolism and energy production. The result is a powerful medicine for the skin formulated in a light, oil-free, pleasant-smelling, hypoallergenic base that is easy to apply. This highly absorbable cream was specifically developed to deliver medicine

to the cells deep beneath the surface of the skin. This cream can be used in conjunction with your favorite moisturizer.

Price: \$125 per 30gm jar

Patients may contact our office at 877-888-3210 to purchase.

\* - These statements have not been evaluated by the FDA. This product is not intended to diagnose, treat, cure or prevent any disease.



For Mc



Like 101





Home Diagnostics

Page 2 of 2

#### Why should I take the PhysioAge Systems test?

To find out how well you are aging

Because you want to know how well each of your important body systems is aging, so you can identify you weakest link and do something about it *before* you develop a disease. Recognizing your body's unique strengths and weaknesses can help you achieve improved quality of life and sustained health. PhysioAge Systems provides a unique health profile that is tailored for you to identify your current and future health status.

As an example, you may be 60 years old but have the arteries of a 75-year-old. Your doctor might want address this risk by treating your cardiovascular system *now*, rather than waiting until you develop heart disease.

#### How does PhysioAge measure my health and aging?

Using sophisticated Biomarkers of Aging

Your health professional will perform several **painless, noninvasive** tests on you and may draw some be You will also take a 15-minute computerized brain function test, either at home or in your doctor's office. results of these tests are submitted to a web-based reporting platform, which automatically generates a comprehensive report listing your physiological ages as well as easy-to-understand descriptions of up to individual results. You will have access to your results via a secure and private online portal for future reference.

#### The PhysioAge® Composite index

Explains 80% of the differences in the aging process

Working with our Stanford University biomathematician, we analyzed relationships among various biomai to develop the formulas used to calculate the physiological ages of six important organ systems. Then we developed the PhysioAge Composite, a weighted composite index of these six underlying ages. The PhysioAge® Composite is able to explain 80% of the difference amongst individuals in the aging process. other system comes close to this benchmark in measuring the physiological age of important organ syste

#### Following are the six core Biomarkers of Aging measured by PhysioAge Systems:

#### CardioAge - Arterial Stiffness Testing

Evaluates cardiovascular risk by measuring blood pressure at the heart to determine artery supplene

#### CutoAge - Skin Elasticity Testing

Assesses the elasticity, firmness, and resistance of the skin with the same instrument used in numer clinical trials for skin care products

#### PulmoAge - Lung Function Testing

Measures lung function, which is linked to many fatal diseases, not just lung disease

#### NeuroAge - Brain Function Testing

Assesses brain aging through a series of computerized tests focused on age-sensitive aspects of cognitive function

#### TelomerAge - Telomere Length Measurement

Measures telomere lengths - caps at the ends of the chromosomes that shorten with every cell divis to indicate cell longevity

#### ImmunoAge - Immune Function Testing

Uses an advanced blood test to measure the health of your immune system

#### **Pricing**

Basic Biomarker Package: \$295

Includes CardioAge, PulmoAge, CutoAge, NeuroAge, and body composition testing, along with your full re

#### **Optional Testing:**

ImmunoAge: \$300 TelomerAge: \$350

#### **Other Available Tests:**

#### <u>Ultrasound CIMT (Carotid Intima-Media Thickness)</u>

Detects sub-clinical atherosclerosis at the time when further progression can be prevented--long bef your stress test is positive--without the radiation exposure of the heart scan

#### Bone Mineral Density Scan

Measures your propensity to develop osteoporosis using the latest GE LUNAR DEXA Scanner.

#### **Body Composition Testing**

Measures body fat & lean body mass using bioelectrical impedance

# IOMA BEAUTY DIAG

Word Mark

IOMA BEAUTY DIAG

Translations
Goods and
Services

The words "IOMA" and "DIAG" have no meaning in a foreign language.

IC 003. US 001 004 006 050 051 052. G & S: Cosmetic products, namely, cleansing creams and gels, cosmetic cream for **skin care**, milks, oils, soaps, sun-tan lotions and preparations, sun protecting preparations, face cream, lotions, cosmetic preparations for whitening skin, facial and body scrubs, make-up remover, beauty lotions, beauty serums, skin conditioning creams for cosmetic purpose

IC 005. US 006 018 044 046 051 052. G & S: Dermatological products, namely, medicinal creams for **skin care**, medicated **skin care** preparation for use in treating skin with redness, lack of hydration, skin disorders, wrinkles, brown spots and skin firmness; dermatological pharmaceutical products

IC 009. US 021 023 026 036 038. G & S: Computer **software** for the analysis of data collected by probes analyzing the characteristics of the skin; electronic and microelectronic components, namely, microchips; optical, measuring and checking instruments, namely, physiological sensors for hydration, trans-epidermal water loss, temperature, pigmentation depth and roughness, pressure modulus, pressure regulators, all these goods for scientific and industrial use; electric switchers, electric transformers, electric accumulators, electric regulators, electric flow controllers; analysis apparatus for non medical use which can be composed of pressure sensors and/or picture sensors; electronic data processors; computers; computer screens

Standard Characters Claimed

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Trademark Search Facility Classification Code

SHAPES-MISC Miscellaneous shaped designs

Serial Number

79054655

Filing Date

May 15, 2008

**Current Basis Original Filing** 

66A

Basis Published 66A

Published for Opposition

May 5, 2009

Registration Number

3658207

International

Registration

0966552

Number

Registration Date July 21, 2009

Owner

(REGISTRANT) INTUISKIN Société par Actions Simplifiée FRANCE Parc Technologique des Fontaines, Z.I. Bernin; F-38920 CROLLES FRANCE

Attorney of Record

Janet G. Ricciuti

**Priority Date** 

November 22, 2007

Disclaimer

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "BEAUTY" IN CLASSES 3 AND 5. APART FROM THE MARK AS SHOWN

---

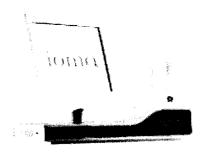
Type of Mark

TRADEMARK

Register Live/Dead PRINCIPAL

Indicator

LIVE



# **IOMA Beauty Diag**

The microscopic measurement analysis of your skin designed for the beauty rooms.

In less than 5 minutes, with 13 different measurement points, IOMA Beauty Diag provides you with:

- your objective scientific skin diagnosis,
- your personalized IOMA skincare prescription
- your Bespoke Youth Rituals formulation
- the regular follow up on the results of your personal IOMA beauty treatment for the duration of your treatment

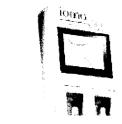




## **IOMA Sphere**

The macroscopic measurement analysis of your skin featured while sales events.

#### Find out more



#### **IOMA Link**

The microscopic measurement analysis of your skin tailored for your points of sale

Find out more

## Tell us about your skin...

#### Complete the questionnaire

Tell us how you percieve your skin, then visit one of our stores to get your complimentary diagnostic using our patented devices.

## Meet the experts

#### Interview with Pascal Ränsch

In this interview, P.R. reveals the real course of action of IOMA. This cosmetic start-up surprises by its determination to have technological innovation serve beauty.

Read more

Read all interviews

#### **IOMA** news

All news

28.06.2012

IOMA gives its website a makeover

More user-friendly, more detailed, more beauty-oriented, the new IOMA website has been fully rethought. Built by the London agency Treat...read more

05.06.2012

IOMA receives a Cosmétiquemag OSCAR for its Cocoon Feet, Elbow and Knee Cream.

Feet, elbows, knees - these are areas that can be particularly dry and unsightly. After many formulations, Eric Viviant was...<u>read more</u>

#### Store finder

Where are you?

France

Submit Query

#### **Products**

- Face products
- Bespoke products
- Body products



- Terms & Conditions
- Contact
- Sitemap

# 2 Active Bases

Complementary textures and formulas for an extreme effectiveness.



The Day Cream base, light as a cloud, and the Night Cream base, rich and regenerating.

Each one contains:

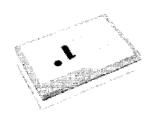
## Neutrazen

Neutrazen is an ultra-performing peptide that reduces the threshold of skin sensitivity, combats reactivity of sensitive skin and prevents the appearance of redness.

## Vitamin E

Vitamin E antioxidant properties protect the body from the harmful effects of free radicals and slow down the skin's aging process. Its presence enables the best conservation of membrane lipids, composed of polyunsaturated fatty acids, that are highly sensitive to oxidation.

How to buy



## A Unique Formulation

After a high precision diagnosis, your personalized formulation of the Day Cream and Night Cream.

Use the options below to find your closest point of sale or check how to buy the IOMA products online from the <u>buy online</u> page.

**United States** 

## Search results

SAKS FIFTH AVENUE BEVERLY HILLS

9600 Wilshire Boulevard,

CA 90212 BEVERLY HILLS, United States

T: 310-275-4211

E: peni.rea@ioma-paris.com

SAKS FIFTH AVENUE NEW YORK

611, 5th Avenue,

NY 10022 NEW YORK, United States

T: 212-753-4000

E: helena.hohental@ioma-paris.com

# ioma

ABOUT TOMA

TECHNOLOGY & SCIENCE

SKINCARE PRODUCTS

VILLA IOMA

NEWS & EV

#### SKINCARE PRODUCTS

#### Face Products

- it; Driavinā Uvida nage
- → Moisturizing Cleansing Milk Maisturizing Toning Lotion Optimum Moisture Serum Optimum Moisture Cream Day and Anti-Dryness Mask
- & Fine lines
- (3) Wrinkles & lack of firmness
- (4) Diffuse redness Bacterial infections
- 6. Oily sidn
- (7) Dark spots

#### **Body Products**

FACE PRODUCTS









#### Moisturizing Cleansing Milk

Gently removes your make-up and moisturizes your skin

140 NE4 73 FL 0Z

#### PROVEN RESULTS

- · Provides gentle cleansing and make-up removal
- · Maintains and strengthens your moisture level

#### **TEXTURE BENEFIT**

Algel that metts for an easier make-up removal

#### BEAUTY ADVICE

Gently apply a small amount of IOMA Moisturizing Cleansing Milk over the whole face and neck with your hands. Dissolve make-up and impurities by moving in circular motions over the entire face. Rinse with clear water. The IOMA Moisturizing Cleansing Milk ensures a high tolerance make-up removal, all while being extremely gentle.

FIND OUT MORE





# MARY KAY

Word Mark MARY KAY

Goods and Services IC 003. US 001 004 006 050 051 052. G & S: Cosmetics; Non-medicated skin care

preparations; Fragrances for personal use. FIRST USE: 19630913. FIRST USE IN

COMMERCE: 19630913

Standard

**Characters Claimed** 

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 77297579

Filing Date October 5, 2007

Current Basis 1A

Original Filing Basis

1A

**Published for** 

Opposition May 6, 2008

Registration

Number

Registration Date July 22, 2008

Owner (REGISTRANT) Mary Kay Inc. CORPORATION DELAWARE 11.038 TMKB 16251 Dallas

Parkway Addison TEXAS 75001

Prior Registrations 0817516;2684192;AND OTHERS

3470956

Type of Mark TRADEMARK
Register PRINCIPAL

Other Data The name "Mary Kay"does not identify a living individual.

Live/Dead Indicator LIVE

# Mary Kay Regimen Advisor

**Word Mark** 

MARY KAY REGIMEN ADVISOR

Goods and Services

IC 009. US 021 023 026 036 038. G & S: DOWNLOADABLE **SOFTWARE** APPLICATIONS IN THE NATURE OF MOBILE APPLICATIONS FOR USE IN CONNECTION WITH SMARTPHONES AND

OTHER PORTABLE ELECTRONIC DEVICES IN THE FIELD OF COSMETICS AND BEAUTY

CARE

Standard Characters Claimed

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Serial Number Filing Date

85664199 June 28, 2012

Current Basis
Original Filing

1B

Originai Fili Basis 1B

Basis Owner

(APPLICANT) Mary Kay Inc. CORPORATION DELAWARE 16251 Dallas Parkway Addison

**TEXAS 75001** 

Attorney of Record

John D. Wiseman

Type of Mark Register TRADEMARK PRINCIPAL

Live/Dead Indicator

LIVE



Register or Log in | Español

Search Mary Kay

Oftems in your bag / View Bag / Checkoui

WHAT'S NEW SKIN CARE MAKEUP BODY & SUN FRAGRANCE MEN COMPANY SELL MARY KAY MY MK SKIN CARE > Cleansers

MARY KAYO POTANICAL EFFECTS T SKIN CARE AGE-FIGHTING CHEARISERS

MOISTUREZATION CLASSIC BASIC SKIN CARE

> MEMERIO SKIN CARE VELOCITY® SKIN CARE

> > LIP & EYE CARE SPECIFIC: MEEDS

TRAVEL POLL-UP BAG (UNFILLED)



::TimeVViseth 3 in 1 Cleanser (normalistry) ::Time:Wise& 2 in 1 Cleanser membination/oily pTereVViseM 3-le-1 Cleansing Bar Swith soap dieto

t:Velocity®: Facial Ciennaes

::Mary Kay® Facial Cleansing Cloths



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SATISFACTION CHARANTEE | PRIVACY | DSA CODE OF FINISE | REGISTERA OG IN

WHAT'S NEW New Products
of statog
Best-Sellers
Makeup Artist Looke
Virtual Makeuver
Petsonal Ceasity Profiler
Averda and Flunois
Benuty Editors Picks
Hoat a Plany
Beauty On a Budget
Tipa 8 Trends
odd Guide Gift Guide Download Mobile Apps In the Media Free Offers Last Chance

SKIN CARE Mary Kay® Bolanical Effects \*\* Skin Care

Effects of Skin Care
Age-Fighting
Obartises
Moistunz stein
Care-dob Basic Skin Care
MitMenki Skin Care
MitMenki Skin Care
Lip & Eye Care
Spacific Needs
Travel Rull-Up Bag
funition (unblied)

MAKEUP

MAKEUP
Eyes
Lips
Cheeks
Foundations
Concediers
Powders
Conjuncts and Applications
Facial Highlighting Pen
Travel Roll-Up Bag (unfilled) Last Chance

BODY & SUN Body Care Hody Cere Mary Kay/6 Sun Care Collection Last Chance

FRAGRANCE Women's Maris MEN MPMenië Skin Cure Menie Fragrancies Maly KaySi Son Care

COMPANY COMPANY
Company Founder
Mary Kay Milestones
Mary Kay Around the
World
Shoual Responsibility
The California

Transparency in Supply Chains Act of 2010 Company Quick Firsts Company Quick Hacts folog Phass Room The Mary Nay Poundation Product Research & Development Other Mary Key Siles

SELL MARY KAY Life Can He Good Quiz Get Started Make Money Learn How Rewards & Recognition

The Opportunity in the Media About the Direct Seiling industry DSA Code of Ethics

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ABOUT SSL CERTIFICATES



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The MK Regimen Advisor\* Find the perfect skin care regimen from Mary Kay! Pick the description that best fits your skin and see what skincare regimen best suits your needs.

L			יכשוויבון זיסוו ואומוץ אמן: ז ובא נווב מכסנון	ייים ביני ליכול ביני ביני למוויכון לימון אימן: דובא נוכ מכסון לימון אימן ביני ליכול איני מכסון לימון אימן ביני	וויכעוב ובקווויבוו עכשר שמונש אסמו יויככעש.
		Easy Beauty	Early Signs of Aging	Moderate Signs of Aging	Advanced Signs of Aging
	What is happening	Invisible Sun Damage is Occurring	Sun Damage Begins to Appear	Sun Damage Becomes More Noticeable	Sun Damage is More Pronounced
	to Your Skin:	<ul> <li>Excess oil/shine or</li> </ul>	<ul> <li>Emerging uneven skin tone</li> </ul>	<ul> <li>More visible uneven skin tone</li> </ul>	<ul> <li>Pronounced dark patches</li> </ul>
		<ul> <li>T-Zone variances or</li> </ul>	<ul> <li>Emerging of dark spots</li> </ul>	<ul> <li>More visible dark spots</li> </ul>	<ul> <li>Pronounced dark spots</li> </ul>
		<ul> <li>Dry skin</li> </ul>	Rough, dull skin	<ul> <li>Rough, dull, lifeless skin</li> </ul>	<ul> <li>Rough, dull, lifeless skin</li> </ul>
		<ul> <li>Occasional pimples</li> </ul>	Under-eye puffiness	<ul> <li>Loss of firmness</li> </ul>	<ul> <li>Loss of firmness &amp; sagging skin</li> </ul>
		<ul> <li>Visible pores</li> </ul>	Visible pores	<ul> <li>Fine lines around mouth &amp; eyes</li> </ul>	<ul> <li>Deep expression lines</li> </ul>
		<ul> <li>Dry, chapped, flaky lips</li> </ul>	• Dry, chapped, flaky lips	<ul> <li>Fine lines on neck become visible</li> </ul>	<ul> <li>Deep wrinkles, sagging on neck</li> </ul>
				<ul> <li>Under-eye puffiness, dark circles</li> </ul>	<ul> <li>Under-eye crepiness, sagging</li> </ul>
				<ul><li>More visible/larger pores</li></ul>	<ul> <li>Loss of elasticity, large pores</li> </ul>
				<ul> <li>Loss of moisture</li> </ul>	<ul> <li>Loss of moisture, very dry</li> </ul>
				<ul> <li>Dry, chapped, flaky lips</li> </ul>	<ul> <li>Dry, chapped, flaky lips</li> </ul>
	Typical Age Range	16 to 25	25 to 35	35 to 50	105
	Cleanse	Botanical Effects** Cleansers	TimeWise® 3-in- 1 Cleanser	TimeWise● 3-in-1 Cleanser	TimeWise Repair** Volu-Firm** Foaming Cleanser
		Facial Cleansing Cloths	TimeWise® 3-in-1 Cleansing Bar	TimeWise 3-in-1 Cleansing Bar	
	Protect &/or Hydrate		TimeWise® Day Solution Sunscreen Broad	TimeWise Day Solution Sunscreen Broad Spectrum TimeWise Repair" Volu-Firm" Day Cream with	TimeWise Repair** Volu-Firm** Day Cream with
		SPF 15*	Spectrum SPF 35*	SPF 35*	Sunscreen Broad Spectrum SPF 30*
			•	Moisturizer Sunscreen Broad Spectrum TimeWise® Moisturizer Sunscreen Broad Spectrum	
			SPF 30*	SpF 30*	
	Renew		TimeWise® Night Solution	TimeWise Night Solution	TimeWise Repair** Volu-Firm** Night Treatment
Αđ	Hydrate	Botanical Effects** Moisturizers	TimeWise® Age-Fighting Moisturizer	TimeWise Age-Fighting Moisturizer	with Retinol
	Extra Hydration		Oil-Free Hydrating Gel, Intense Moist	Oil-Free Hydrating Gel, Intense Moisturizing Cream, Extra Emollient Night Cream	
	Acne		Acne-	Acne-Fighters Set	
	Foundation	Mineral Powder Foundation	All Foundations	All Foundations with a focus on TimeWise®	All Foundations with a focus on TimeWise®
		Cream to Powder Foundation		Foundations	Foundations
		Tinted Moisturizer Sunscreen Broad Spectrum			
		SPF 20*			
				and the second s	
	Refresh/Tone/Soften	Botanical Effects <sup>14</sup> Toners	TimeWise® 3-in-1 Cleanser	TimeWise® 3-in-1 Cleanser	TimeWise Repair** Volu-Firm** Foaming Cleanser
	Balance/Replenish	Botanical Effects™ Masks	TimeWise Moisture Renewing Gel Mask	TimeWise® Moisture Renewing Gel Mask	TimeWise® Moisture Renewing Gel Mask
	Exfoliate/Fine Lines		TimeWise Microdermabrasion	TimeWise® Microdermabrasion	TimeWise® Microdermabrasion
	Even Skin tone		TimeWise Even Complexion Essence & Mask	TimeWise® Even Complexion Essence & Mask	TimeWise Repair** Volu-Firm** Day & Night
30					products
)A3		-			if needed, supplement with Even Complexion
					products
	Firming & Lifting			TimeWise® Replenishing Serum +C®	TimeWise Repair** Volu-Firm** Lifting Serum
	Recover & Fortify			TimeWise Night Restore & Recover Complex"	TimeWise Repair** Volu-Firm** Set
	Wrinkles (quick fix)			TimeWise Targeted Action® Line Reducer	
			The second secon		
	Remove Eye Make Up			Oil-Free Eye Makeup Remover	
S3	De-Puff/Dark Circles	Indulge Soothing Eye Gel with Calming Influence " (De-Puff only) TimeWise	TimeWise® Targeted Action® Eye Revitalizer	TimeWise® Targeted Action® Eye Revitalizer	
	Lines & Wrinkles		TimeWise® Age-Fighting Eye Cream	TimeWise® Firming Eye Cream	TimeWise Repair™ Volu-Firm™ Eye Renewal Cream
	Firming/Dark Circles				
Sd	Exfoliating/Moisture	Satin Lips●	က Exfoliating/Moisture Satin Lips® Satin Lips®	Satin Lips●	Satin Lips®
п	Priming		TimeWise® Age-Fighting Lip Primer	TimeWise Age-Fighting Lip Primer	TimeWise Age-Fighting Lip Primer
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\*Over-the-counter drug product

## **Typed Drawing**

**Word Mark** 

**EUCERIN** 

Goods and

IC 003. US 051. G & S: Cosmetic Skin Lotion. FIRST USE: 19810531. FIRST USE IN

**Services** 

COMMERCE: 19810531

Mark Drawing

Code

(1) TYPED DRAWING

**Serial Number** 

73324030

**Filing Date** 

August 17, 1981

**Current Basis** 

1A

**Original Filing** 

**Basis** 

1A

**Published for** Opposition

November 2, 1982

Registration

Number **Registration Date**  1224781

Owner

January 25, 1983 (REGISTRANT) BEIERSDORF AKTIENGESELLSCHAFT CORPORATION FED REP

GERMANY UNNASTRASSE 48 20253 HAMBURG FED REP GERMANY

Attorney of Record THOMAS J. BAKER, JR.

**Prior Registrations** 1172795 Type of Mark

**TRADEMARK** 

**PRINCIPAL** 

Register **Affidavit Text** 

SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20030322.

Renewal

1ST RENEWAL 20030322

Live/Dead Indicator LIVE

drugstore-

welcome: sign in

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search keyword





free La Roche Posay® Thermal Spring Water Mist with any \$40 La Roche-Posay purchase® crick to redeem ▶



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home > beauty > skin care > cleansers > all cleansers

## **Eucerin Sensitive Skin Gentle** Hydrating Cleanser 8 fl oz (237 ml)

Eucerin HYDRATING CLIANSER Work Bourning Kacher Brown J Scare

**\*\*\* \* \*** (106) read reviews | write a

Like 19 likes. Sign Up to see what your friends like.

0

our price: \$5.99

in stock

review

select quantity: 1

save to your listTM »



🤣 see more from Eucerin

product details

ingredients

reviews

directions

## Rich-Foaming Lather Rinses Clean

- Dermatologist Recommended
- · Non-Comedogenic
- Fragrance Free

## **Dermatological Skincare**

Many cleansers are not appropriate for dry, sensitive skin, because they contain ingredients that can irritate. The Solution? Eucerin® Gentle Hydrating Cleanser, a gentle, non-irritating way of cleansing sensitive facial skin.

- Creates a moisture-rich lather that leaves skin feeling soft and clean.
- Rinses away easily, leaving your skin refreshed and free of soapy residue.
- Is soap-free, fragrance-free and non-comedogenic.

## **Eucerin Promise**

High quality ingredients and clinically proven formulas that help keep your skin healthy. Eucerin skin care is safe for sensitive skin and so effective that it's been trusted by dermatologists for years.

Questions? Comments? Call 1-800-277-4703 or visit Eucerin.com

Warnings

**Keep out of reach of children.** For external use only. Keep out of eyes. Stop use and consult a doctor if irritation develops.

# related products



## Lavera Natural Cosmetics My Age Faces Gentle Foaming Cleauser

Rich Anti Wrinkle Care for Noticeably Finner Skin Without Mineral ... quick view»



## Yes to Blucherries Age Refresh Smoothing Daily Cleanser

Formulated with Apple + Lemon Peel to Cleanse and Brighton ... quick view»



# DermaNew Sensitive Cleansing Crème

An ultra gentle, soap free cleanser for sensitive skin. Hydrates ... quick view»

## Related Searches

body ointment skin tips, mineral fusion ultimate moisture facial cleanser, dish dazzler foaming, comedogenic gentle cleanser, babyganics soap dish dazzler, acne treatment cleansers, eucerin redness relief tone perfecting

# **EUCERIN SKIN CODE READER**

Word Mark

**EUCERIN SKIN CODE READER** 

Goods and Services IC 009. US 021 023 026 036 038. G & S: Scientific, photographic, cinematographic, optical, measuring and checking (supervision) apparatus and instruments

IC 042. US 100 101. G & S: Services in the field of science and technology as well as research and development related thereto; industrial analysis and research; creation and development of computer hardware and **software**; medical and scientific research in the field of the treatment and diagnosis of skin disorders and the general condition of the skin

IC 044. US 100 101. G & S: Medical services; hygienic and beauty care for human beings; beauty treatments, beauty consultation, nutrition consultation, services in the field of beauty and skin care; consultation in the field of beauty and skin care; consultation relating to beauty treatments; skin analysis and advisory services relating thereto; providing of information relating to cosmetics and medicated cosmetic products on the Internet

Standard Characters Claimed

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Serial Number Filing Date

March 16, 2012

79111512

Current Basis

66A

Original Filing

66A

Basis

International

Registration Number

1112512

Owner

(APPLICANT) Beiersdorf AG JOINT STOCK COMPANY FED REP GERMANY Unnastrasse 48 20253

Hamburg FED REP GERMANY

Priority Date

November 16, 2011

Type of Mark

TRADEMARK, SERVICE MARK

Register

**PRINCIPAL** 

Live/Dead Indicator

LIVE

## **Cosmetics & Toiletries**

## Beiersdorf Analyzes Consumer Skin at Its New Eucerin Skin Institute

Posted: February 7, 2012

On Feb. 3, 2012, Beiersdorf opened its first Eucerin Skin Institute, a retail store in Hamburg that will also offer a skin diagnosis with personalized treatment.

The institute can analyze a consumer's skin with its Skin Code Reader, a device that can be used to assess the consumer's skin type and needs. The device was developed in collaboration with the Hamburg Dermatologikum's Volker Steinkraus, MD, and Eucerin's R&D director, Klaus-Peter Wittern. Once the reader determines the individual's skin code, this code is entered in a skin register and used to create individually tailored care and treatment plans. The company plans to use the reader to anonymously collect skin data from volunteers that they can then analyze on a long term basis. They aim to create the world's largest skin database to support product development and create better products for consumers.

The institute is located in the Alten Oberpostdirektion building at Hamburg's Stephansplatz, which also houses the Dermatologikum Hamburg and the Pharmacy at the Dermatologikum. In addition to its consumer offerings, the institute also provides a skin competence center where dermatologists and pharmacists can learn about the brand and about the subject of skin itself.

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XML/RSS |

# DERMALOGICA

**Word Mark** 

**DERMALOGICA** 

**Translations** 

The wording "DERMALOGICA" has no meaning in English.

Goods and Services

IC 003. US 001 004 006 050 051 052. G & S: AROMATHERAPY OILS; BATH SALTS; BODY CREAMS; BODY OILS; BODY SCRUBS; BODY WASHES; DEODORANT FOR PERSONAL USE;

EXFOLIANTS FOR THE SKIN; FOUNDATION; HAIR CARE PREPARATIONS; HAIR

CONDITIONERS; MAKE-UP REMOVERS; NON-MEDICATED SKIN CARE PREPARATIONS; PRE-MOISTENED COSMETIC WIPES; SHAMPOOS; SHAVING PREPARATIONS; SKIN CARE BOOSTERS, NAMELY, CONCENTRATED NON-MEDICATED SKIN CARE PREPARATIONS FOR

TREATMENT OF A VARIETY OF SKIN CONDITIONS; SKIN CLEANSERS; SKIN

CONDITIONERS; SKIN CREAMS; SKIN MASQUES; SKIN MOISTURIZERS; SKIN SCRUBS; SUN BLOCK PREPARATIONS; SUN CARE LOTIONS; AND SUN SCREEN PREPARATIONS. FIRST

USE: 19860000. FIRST USE IN COMMERCE: 19860000

IC 005. US 006 018 044 046 051 052. G & S: ACNE MEDICATIONS; ANTIBACTERIAL SKIN WASH; DIETARY SUPPLEMENTS; MEDICATED SKIN CLEARING GEL; MEDICATED PRE-MOISTENED WIPES; AND MEDICATED SKIN CARE PREPARATIONS. FIRST USE: 19970301. FIRST USE IN COMMERCE: 19970301

IC 035. US 100 101 102. G & S: RETAIL STORE SERVICES IN THE FIELD OF SKIN CARE PRODUCTS, FIRST USE: 20040300, FIRST USE IN COMMERCE: 20040300

IC 044. US 100 101. G & S: SKIN CARE SERVICES; SKIN ANALYSIS AND CONSULTATION SERVICES RENDERED IN CONNECTION THEREWITH, FIRST USE: 20040300, FIRST USE IN COMMERCE: 20040300

Standard Characters Claimed

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Serial Number 77257593

Filing Date

August 16, 2007

**Current Basis** Original Filing 1A 1A

Basis

**Published for** Opposition

April 29, 2008

Registration Number

3466148

International Registration

0935578; 0959271

Number

Registration **Date** 

July 15, 2008

Owner

(REGISTRANT) International Dermal Institute, Inc. CORPORATION CALIFORNIA 1535 Beachey Place Carson CALIFORNIA 90746

Attorney of Record

Michael J. MacDermott

Prior

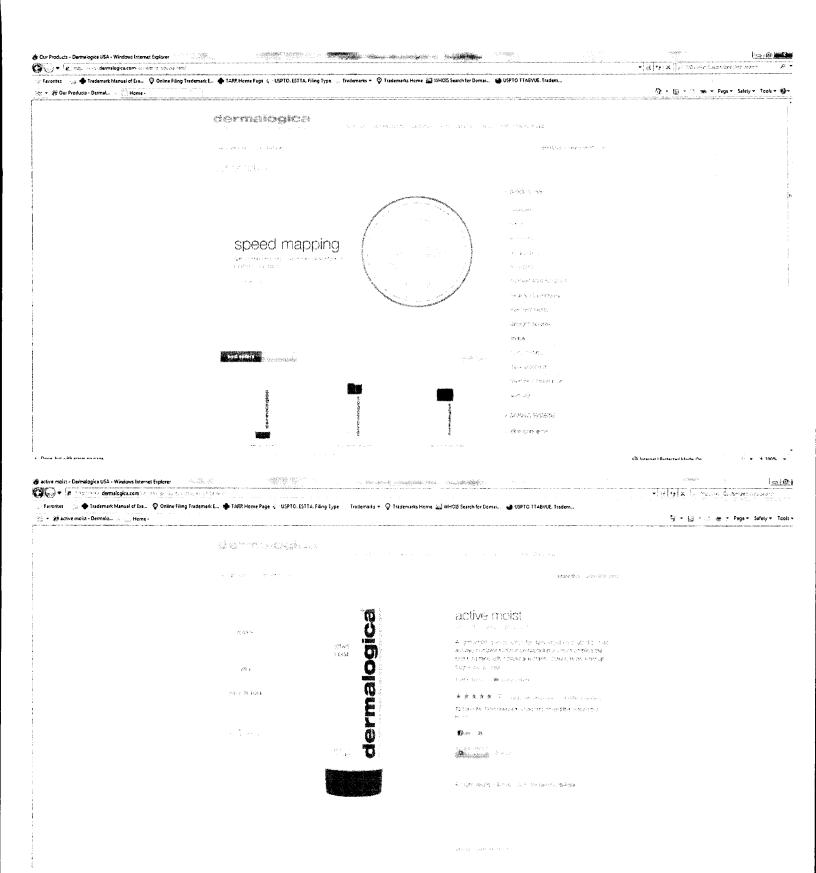
Registrations 1539948

Type of Mark TRADEMARK. SERVICE MARK

Register PRINCIPAL

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100 E. Walton Place, Suite 500

Chicago, IL 60611 tel: (312) 751-8041 fax: (312) 751-8577

#### Atlanta

1350 Spring Street Suite 150 Atlanta GA 30309 tel: (404) 876-4066

fax: (404) 876-4067

#### **Dallas**

14901 Quorum Drive Suite 820 Dallas TX 75254

tel: (972) 267-3840 fax: (972) 385-0766

#### Scottsdale

Highland Park, Suite 105 4725 N. Scottsdale Road Scottsdale, AZ 85251 tel: (480) 481-0054 fax: (480) 481-0053

#### **Boston**

131 Middlesex Turnpike Burlington MA 01803 tel: (781) 221-4880 fax: (781) 221-4883

#### Fort Lauderdale

500 Cypress Creek Road Ft. Lauderdale FL 33309 tel: (954) 958-9699 fax: (954) 958-2499

#### Denver

The Paragon Building, Suite G10 7100 E. Belleview Ave Englewood, CO 80111 tel: (720) 493-4874

fax: (720) 493-4875

### Irvine

16253 Laguna Canyon Road, Suite 160 Irvine, CA 92618 tel: (949) 453-0404

fax: (949) 453-8308

#### Philadelphia

234 Mall Boulevard Suite 160 King of Prussia, PA 19406

tel: (610) 265-6072 fax: (610) 265-6074

#### Sacramento

855 Howe Avenue Suite 3 Sacramento CA 95825 tel: (916)925-1667

fax: (916) 925-1697

#### San Francisco

110 Sutter Street, 9th Floor San Francisco, CA 94104 tel: (415) 956-2305

fax: (415) 956-3595

#### Houston

3100 Wilcrest Drive, Suite 130 Houston, TX 77042 tel: (713) 706-3311 fax: (713) 706-4499

## Seattle (host location)

740 S.W. 34th St Renton WA 98055 tel: (800) 251-4247 fax: (800) 251-5202

### Las Vegas

6785 W. Russell Road, Suite 110 Las Vegas, NV 89118 tel: (702) 367-4201 fax: (702) 367-4209

### Los Angeles

## **New Corporate Headquarters**

1535 Beachey Place Carson, CA 90746 tel: (310) 900-4000 fax: (310) 900-4040

#### Minneapolis

15 South Fifth Street Suite 600 Minneapolis MN 55402 tel: (612) 333-5700 fax: (612) 333-5710

#### Washington, D.C.

8618 Westwood Center Drive , Suite 105 Vienna VA 22182

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-choose you

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- moisturizers
- masques
- concentrated boosters
- targeted treatments
- eye treatments
- daylight defense
- shave
- body therapy
- daily groomers
- treatment foundation
- skin kits

## skin concerns

- oiliness
- acne and breakouts
- signs of skin aging
- uneven skin tone
- sensitivity or redness
- · dryness and dehydration
- shaving

## systems

- · skin health
- AGE Smart<sup>™</sup>
- mediBac clearing<sup>TM</sup>
- UltraCalming<sup>TM</sup>
- ChromaWhite TRx®
- daylight defense
- body therapy
- shave

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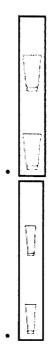
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available sizes



3.4 oz / 100 mL



# active moist

## skin with excess oil production.

A lightweight, oil-free lotion for daily moisture protection that actively combats surface dehydration while smoothing the skin's surface with botanical extracts. Contains no artificial fragrance or color.

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73 out of 74 (99%) reviewers would recommend this product to a friend.

Like 75

- Buy Now
- Buy Now
- \$54.00
- \$38.00

## A "lightweight, ell-free letion" for darmal delight.



see all press reviews



## how to use

• Apply over damp face and throat with light, upward strokes. Best when used following Multi-Active Toner. Can be applied over or mixed with prescribed Dermalogica Concentrated Booster for additional results.

## view full ingredient list

## video



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# skin prep scrub refining power scrub skin prep scrub

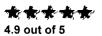


# skin refining masque clarifying, deep-cleansing clay skin refining masque



# dermal clay cleanser purifying, invigorating cleanser <u>dermal clay cleanser</u>

overall rating:



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73 out of 74 (99%) reviewers would recommend this product to a friend. Dermalogica Worldwide Dermalogica USA

sort reviews by Choose a sort order

it of 5

## eat for sensitive skin!

e 20, 2012

ost every moisturizer I use breaks me out, but not this one. My skin ays feels good after applying this to my face: Moisturized, but never too It has sort of a menthol-y scent which I love. A really great moisturizer delicate skin.

it of 0 found this review helpful.

3 this review helpful?

Report inappropriate content

re this review:

it of 5

## eat product for controlling oily skin

e 9, 2012

skin is usually an oil slick by mid-day and my makeup gets a bit darker n oxidization. After using Active Moist for just a few days, I saw rediate improvements. Not only has it gotten smoother, but my skin sn't get super oily throughout the day. Surprisingly, by the end of the , it feels the same way it did when I first applied everything in the ning. Not to mention, it feels so luxurious to use after cleansing and

## theweddingplanner

Location: Downers grove, il

age: 18-24

#### Marie

Location: Orange County, CA

age: 18-24

ng. I use it under a beauty balm with SPF, so it's the perfect moisturizer eep my skin's oil levels in control.

it of 3 found this review helpful.

3 this review helpful?

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re this review:





## rfect Amount of Moisture

e 7, 2012

ve been using the active moist for 2 years and it is perfect for my skin : (slightly oily t-zone and sometimes sensitive). It does not feel heavy has improved my skin tremendously. I am exposed to extreme heat ditions as I live in Florida which has a very humid environment and I surf am at the beach and in salt-water and the sun a lot. With the help of this sturizer, my skin has actually improved and my skin is looking younger approach 30.

it of 2 found this review helpful.

3 this review helpful?

Report inappropriate content

re this review:



## it of 5

## ve Love Love!

/ 11, 2012

solutely love this moisturizer!! I have an oily t-zone as well as sensitive I finding products that don't irritate my skin has been difficult until nalogica, I feel like my skin drinks this product and I have noticed a action in oiliness after only a week of use.

## **SurferJess**

Location: Cocoa Beach, FL

age: 25-34

#### Alissa

Location: San Diego, CA

age: 25-34

it of 1 found this review helpful.

3 this review helpful?

Report inappropriate content

re this review:



## \*\*\* it of 5

## eat, Great Moisturizer!

il 11, 2012

ve Combination to Oily skin and I am always on the hunt for a sturizer that can hydrate my skin but not leave it oily. I have found it! This duct works well with combination to oily skin. I wash my face in the ning, spritz some of my active toner and then apply this afterwards and skin feel great. The key with combo to oilier skin is to keep skin DRATED! This product does that. During the day it keeps the oil duction minimal and your foundation look good and it lasts longer. I def ommend it's another great products by Dermalogica.

it of 2 found this review helpful.

s this review helpful?

Report inappropriate content

re this review: 🚹 🛫



## \*\*\* it of 5

## ve it!

ch 15, 2012

ve been using Active Moist for a year now. I use it twice a day. I'm not ining to change anytime soon.

it of 2 found this review helpful.

#### Satine

Location: New York, NY

age: 25-34

### Bell

Location: Redondo Beach

age: 25-34

:	this	review	helpful?
>	เบเธ	IEVIEW	neibiui?

## Report inappropriate content

re this review:



## \*\*\*

it of 5

## eat moisturizer

ruary 29, 2012

; is a great moisturizer that is light and doesn't feel oily at all. I love using for the day because it doesn't feel like I have anything on. It works great in I need to put on makeup.

it of 1 found this review helpful.

3 this review helpful?

Report inappropriate content

re this review:





## go to moisturizer

ruary 27, 2012

solutely love this and will continue to use it. I have very oily skin and er used to use a moisturizer until I was recommended this! I tried a iple and bought it the next day! A little goes a long way and its very ctive. A bit pricey but worth it because it really does help!!! I apply ceup over top and its fine, I use blotters during the day to keep excess off my skin looks noticeably clearer and less greasy!

it of 2 found this review helpful.

s this review helpful?

Report inappropriate content

re this review:



#### ShanL

Location: San Diego, CA

age: 18-24

Zieva

age: 25-34

Location: Altoona, PA

**	*	Á
It of 5		

## fotahina

Location: los angeles

age: 35-44

## eat moisturizer for oily skin

ruary 25, 2012

a guy that has fairly oily skin so I dislike the feeling of putting thick greasy sturizer on my face. This stuff is really light and not greasy at all. It eads and absorbs easily and I lilke the smell. I actually look forward to ing it on every morning. Thumbs up!

it of 1 found this review helpful.

3 this review helpful?

Report inappropriate content

re this review:



Avely

ruary 17, 2012

at product! Perfect amount of moisture without being to greasy or oily. I e oily skin so it works very well on my skin!

it of 1 found this review helpful.

s this review helpful?

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re this review:

1 2 3 4 5 ... 8 next

# VICHY

Word Mark

**VICHY** 

Goods and Services

IC 003. US 001 004 006 050 051 052. G & S: Gels for the bath and shower not for medical purpose; creams for the face, milks for the face, lotions for the face, non-medicated sun care

preparations. FIRST USE: 20020900. FIRST USE IN COMMERCE: 20020900

Standard Characters Claimed

**Mark Drawing** 

Code

(4) STANDARD CHARACTER MARK

Serial Number

78978493

**Filing Date** 

August 19, 2005

**Current Basis** 

1A

Original Filing

**Basis** 

**1B** 

Published for

Opposition

July 25, 2006

Registration

Number

3278055

Registration Date August 7, 2007

Owner

(REGISTRANT) L'Oreal SOCIETE ANONYME FRANCE 14, rue Royale Paris FRANCE 75008

Attorney of Record

Robert L. Sherman

**Prior** 

Registrations

2860607

Type of Mark

**TRADEMARK** 

Register

**PRINCIPAL** 

Live/Dead

Indicator

LIVE

SKIN analysis

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MY BAG (0)



Faca Care : Cleansers + Toners

Puretà Thermale 3-in 1 Calmina Cleansing Solution

#### **PURETÉ THERMALE**





TECHNOLOGY

INGREDIENTS

HOW TO USE

A refreshing cleansing water enriched with southing Rose Phytopheno to clean the tace, remove eye/lip make-up and soothe the skin in one simple step. No rinsing required.

Ingredient Innovation: Unique Micelle Technology, gentle yet effective in removing impurities and makeup. Rose Phytophenol, to calm and soothe skin. With Vichy Thermal Water, to soothe and

Results: Face, eyes and lips are perfectly cleansed in one simple step. Even the most sensitive skin feels soothed. Ultra-effective: cleanses and removes makeup without rubbing.

Dermatological Standards; Allergy tested. Tested on sensitive skin under dermatological and ophthalmological control. Tested on contact lens wearers. Alcohol-free. Soap-free. Colorant-free Skin pH. Non-comedogenic

#### PRODUCT REVIEWS

54 (100%) customers would recommend this product to a friend

#### Effectiveness ---

#### By Suzanne

April 25, 2012 Location: Orlando, Fl. Age Range: 25-34

#### Love, This, Product,

This is my HG (Holy Grail) cleanser! I have very dry, sensitive skin This 3-in-1 solution has changed my skin care routine. I have been using it for over a year, but my skin fell so much sofler on the very first use. Over time, it has improved my skin texture in a major way. This product also does a great job at removing eye makeup ... it never irritates my eyes and it doesn't matter if I'm wearing my

The best part, though, is that it makes my skin feel truly clean ... Every once in a while I'll use a traditional lather-up face wash/scrub. Then afterwards I'll pour some of the 3-in-1 solution on a cotton ball and run if over my face just to see what is still there. Usually there is so much makeup/residue/whatever left behind by the other face wash that it grosses me out. Yuck

Wow, this review got really long, really quick. I guess I just really love this stuff!!!

## Pureté Thermale 3-in-1 Calming Cleansing Solution

\$16.50 \*\*\* \* 54 reviews

Skin Concern: Aging, Dehydrated, Dry, Dull Skin Type: All. Sensitive

Purete Thermale 3 in 1 Calming Cleansing Solution with Micelle Technology to effectively remove make-up and impurities, yet ultra-gentle on the skin, Ideal for all types of skin, even the most

QUANTITY

SIZE

6.76 FL. OZ.

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\$16.50 QUANTITY

View Details

#### Thermal Spa Water

\$13.00 5.07 FL.OZ. QUANTITY

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View the Collection

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## **EXCLUSIVE CONTENT & OFFERS**



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4 of 5 found this review helpful Was this review helpful to you? Yes No (Report Inappropriate) Share this review: Effectiveness: \*\*\* The best make-up remover ever By ChiquitaBanana Noocoo!! How come it is out of slock, it is the only micellar water February 29, 2012 that removes even waterproof makeup. I have been using this for Location: Miami,FL Age Range: 25-34 almost 7 years. Please! We want it back in stock 1 of 2 found this review heipful. Was this review helpful to you? Yes No (Report inappropriate) Share this review: Effectiveness: **Great Product** By Anonymous I must confess that I do not routinely wash my face every night. February 27, 2012 Since I started using this product 2 times per day, I can see and feel Location: Nashville, TN a difference in the softness of my skin and my pores have become Age Range: 35-44 less visible. 1 of 2 found this review helpful. Was this review helpful to you? Yes No (Report inappropriate) Share this review: Effectiveness: \*\*\*\* By <u>Yenmar</u> I've always used cleansers that lathers because I teel like the ones February 25, 2012 that don't won't clean my face well. I got this from a beauty Location: Atlanta, GA subscription and must say I am so glad I got if I love how my skin Age Range: 25-34 feels with this cleanser. I love it so much that I went ahead and purchased the full size 1 of 2 found this review helpful. Was this review helpful to you? Yes No (Report inappropriate) Share this review: Effectiveness: By <u>irisha</u> This product is excellent! With my sensitive skin I can't use anything February 25, 2012 without feeling a burning sensation. Not with this product. My skin Location: seattle, wa feels clean, radiant and calm. It does a really great job taking all Age Range: 25-34 make up off without leaving thick residue. I recommend it to everyone to give it a try and you will fall in love with it! 1 of 2 found this review helpful. Was this review helpful to you? Yes No (Report inappropriate) Share this review:

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FACE CARE

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BODY CARE **EXPERIENCE VICHY** 







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> At Vichy, we believe that healthier, more beautiful skin starts with a consultation of your skincare essential health needs. Complete your online skin analysis and get immediate results for your skin type, skincare tips and a personalized routine recommendation for healthier, more beautiful skin.

Choose from the following skin analyses based on your major skin concern

ESTIMATED TIME: Less than 5 minutes each





Aging skin land<mark>a sometre areas</mark> met bland gerkally de had had med arakis-bee mil etterje todanji skir.

GET STARTED

Privacy Policy

Acne / shine prone skin

ski tirtə ələrlə hadısında əsring vəit earch of name on ceoole

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## RX SYSTEMS PF

**Word Mark** 

**RX SYSTEMS PF** 

Goods and **Services** 

IC 003. US 001 004 006 050 051 052. G & S: Cosmetic and dermatological preparations and products, namely, non-medicated facial cleansers, glycolic acid cleansers, creams, lotions, eye gels, shampoo, moisturizers, facial peels, bleaching solutions, retinol facial creams and lotions and medicated and non-medicated soaps. FIRST USE: 20031000. FIRST USE IN COMMERCE: 20031000

IC 005. US 006 018 044 046 051 052. G & S: Cosmetic and dermatological preparations and products, namely, medicated facial cleansers, glycolic acid cleansers, creams, lotions, eye gels,

shampoo, moisturizers, facial peels, bleaching solutions, and retinol facial creams and lotion. FIRST USE: 20031000. FIRST USE IN COMMERCE: 20031000

Standard Characters Claimed

**Mark Drawing** 

Code

(4) STANDARD CHARACTER MARK

**Serial Number** 

78354713

Filing Date

January 21, 2004

**Current Basis** 

1A

Original Filing

**Basis** 

1B

**Published for** Opposition

June 21, 2005

Registration Number

3142934

Registration

Date

September 12, 2006

**Owner** 

(REGISTRANT) RX Systems PF, Inc. CORPORATION MISSOURI 1976 Congressional Drive St. Louis MISSOURI 63146

Attorney of Record

Harvey L. Yusman

**Disclaimer** 

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE RX SYSTEMS APART FROM THE

MARK AS SHOWN

Type of Mark

**TRADEMARK** 

Register **Affidavit Text**  **PRINCIPAL** 

SECT 8 (6-YR).

Live/Dead Indicator

LIVE



FINE LINES & WRINKLES

AGE SPOTS

SUN DAMAGE

DRY SKIN

ACNE OILINESS

FINE/THINNING

SCALP CONDITIONING

OIL BALANCING ANTHADING HAVE PERAIR

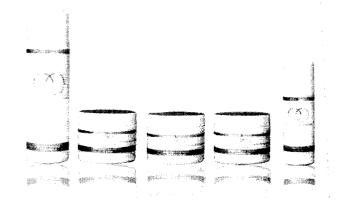
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The Rejuvenating System sweeps away dead skin cells, restores the internal natural protein structure of skin on a celluar level, and improves skin lone. Collagen, retinol and our unique Glypoic Complex™ provide visibly remarkable effects. The result: a younger looking, more vibrant you



#### PRODUCT SYSTEMS

OIL BALANCING

ANTI AGING

REJUVENATING

Rejuvenating Cleanser

Rejuvenating Protein Moisturizer

Rejuvenating Retinol

Lotion Rejuvenating Retino!

Cream

Rejuvenating Facial Firming Mask

Rejuvenating Facial Firming Mask (Professional Size)

Age Defense Antioxidant

ProColl AP Line Diminishing Eye Cream

Facial Moisturizer SPF 35

Facial Moisturizer SPF 35

(Professional Size)

Age Defense Antioxidant

Complex

REPARATIVE

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\$39.90 Q 400 TO CARS

REJUVENATING PROTEIN MOISTURIZER - 2 OZ

Glycoprotein and collagen improve moisture content of skin and reduce the appearance of fine lines and wrinkles LEAPN MORE

🙀 socito cast

REJUVENATING RETINOL CREAM - 2 REJUVENATING RETINOL LOTION - 2 Rejuvenates and firms aging and sun damaged skin LEARN MORE Rejuvenates and firms aging and sun damaged skin LEARN MOPE \$41.90 \$41.90 **V** continue PADOTOGANT REJUVENATING FACIAL FIRMING REJUVENATING FACIAL FIRMING MASK - 1 OZ MASK - 8 OZ Improves skin tone and reduces the appearance of fine lines and wrinkles (also available in an 8 oz. size) LEARN MORE Improves skin tone and reduces the appearance of fine lines and wrinkles LEARN MORE \$49.90 \$139.90 WARD FORWARD PROCOLL AF LINE DIMINISHING EYE CREAM - 0.5 O.2 AGE DEFENSE ANTIOXIDANT SERUM C - 30 ML Increases the moisture content of the skin, and enhances the skin's ability to retain moisture. Promotes elasticity, softens and nourishes dry skin for a more radiant complexion. LEARN MORE Daily use firms, hydrates, lightens and diminishes the appearance of fine lines in \$59.90 \$79.90 Record days PADO IDICART FACIAL MOISTURIZER SPF 35 - 20Z FACIAL MOISTURIZER SPF 35 - 8 OZ Protects the skin from sun exposure and helps prevent sunburn (also available in an 8 oz. size) Protects the skin from sun exposure and helps prevent sunburn LEARN MOPE \$81.90 \$26.90 TAKE OF COART RADD TO CAST AGE DEFENSE ANTIOXIDANT COMPLEX - 60 CT

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Antioxidant supplement to nourish the body and skin LEAPN MORE

\$27.90

¥ 430 moda≉a

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Scientifically Advanced Skin Care

FINE LINES & WRINKLES

AGE SPOTS

**SUN DAMAGE** 

OIL BALANCING | S ANTHABING , HYDRATING HA FI REPAIR

DRY SKIN

ACNE OILINESS FINE/THINNING

SCALP CONDITIONING

ENDPPING CART HUMBER

#### PRODUCT SYSTEMS

OIL BALANCING

#### ANTI AGING REJUVENATING

Rejuvenating Cleanser

Rejuvenating Protein Moisturizer

Rejuvenating Retinol

Rejuvenating Retinol

Rejuvenating Facial Firming Mask

Rejuvenating Facial Firming Mask (Professional Size)

Age Defense Antioxidant Serum C

ProColl AP Line Diminishing Eye Cream

Facial Moisturizer SPF 35

Facial Moisturizer SPF 35 (Professional Size)

Age Defense Antioxidant Complex

REPARATIVE

**BODY CARE** 

**HYDRATING** 

HAIR REPAIR

**SKIN CONCERNS** 

THE SCIENCE

DR. SAMUELS

SKIN CARE ANALYSIS

BLOG

**NEWS ROOM** 

FORWARD E-MAIL

#### AGE DEFENSE ANTIOXIDANT SERUM C - 30 ml







LARGER MACE

Price: \$79.90

₩ and chicart

#### BENEFITS

Age Defense Antioxidant Serum C contains the finest USP pharmaceutical grade L-ascorbic Acid (Vitamin C) antioxidant essential for skin cell growth and collagen production. The skin relies on antioxidants for protection against free radicals. By preventing damage created by UV generated free radicals. Age Defense Antioxidant Serum C works synergistically with our Facial Moisturizer SPF 35, which neutralizes UV rays, and other glycolic and retinol products. Designed for all skin types, Antioxidant Serum C prevents premature signs of aging, lightens and brightens skin tone and helps accelerate the healing of skin. Formulated with 20% L-ascorbic acid, other powerful antioxidants, and utilizing advanced pH Science to enhance penetration and effectiveness.

After nightly cleansing, pat face dry and gently massage Serum into face, neck and chest. Allow to fully penetrate before applying Rx Systems PF moisturizer

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FINE LINES & AGE SPOTS SUN DAMAGE DRY SKIN ACNE OILINESS FINE/THINNING SCALP CONDITIONING

OIL BALANCING | ANTE-ASING | INSERTING | HAST SEFAIR HOPPING GAST | MAJERIA [

PRODUCT SYSTEMS
SKIN CONCERNS
THE CIENCE
DR. SAMUELS
SKIN CARE ANALYSIS
BLOG
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#### SKIN CARE ANALYSIS

Any effective skin care program must be individualized to your skin type. Age, sun exposure, hormones, medications and medical problems can all affect your skin type and suggest a change in your skin care program. To be sure you're choosing the right products for your skin, complete the following questionnaire

Select the answer that best applies to your skin. Please choose one answer only.

Name:

E-mail:

#### **GENERAL**

What is your age?

Less than 30 30 to 50 Greater than 60

How would you characterize your skin color?

White Light Brown/Olive Dark Brown/Black

How would you characterize your eye color?

Blue/Green Light Brown Dark Brown/Black

What is your natural hair color?

Red/Blond Chestnut Dark Brown/Black

#### **MOISTURE BALANCE**

How do you characterize your skin?

Dry Normal To Dry Normal Normal To Oily Oily

After normal washing how do you characterize your skin?

Dry Normal To Dry Normal Normal To Oily Oily

How would you describe your face midday?

Dry Normal To Dry Normal Normal To Oily Oily

Does your skin have blemishes or blackheads?

Never Occasional Frequent

#### **SENSITIVITY**

How does your skin respond to skin care products?

Always irritated Sometimes irritated Never irritated

Does your skin respond with blemishes from products?

Always Sometimes Never

How does your skin respond to the sun?

Painful sunburn Burns, then lans Never burns, only tans

How does your skin react when you use a facial toner?

Redness/Irrilation Slings No problems

#### **PIGMENTATION**

Does sun exposure produce freckles or brown spots?

Some Numerous

How many freckles or brown spots are on your face?

1 to 50 Greater than 50

How many freckles or brown spots are on unexposed skin areas?

None

1 to 50 Greater than 50

Do you have small blood vessels on your face?

None

Same(1-10) Numerous

#### **TEXTURE**

How would you describe your skin's firmness?

Firm/tight Loss of firmness Wrinkled

Do you have wrinkles on the forehead, around the eyes, between the eyebrows, cheeks, around the lips, or at the corner of the mouth?

in 1-3 areas In 4 or more area

How would you describe your pore size?

Small

Normal Large

What is the overall texture of your skin?

Smooth

Uneven lexture

Rough/Bumpy

Submit

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#### Typed Drawing

**Word Mark** MARIO BADESCU SKIN CARE

IC 003. US 001 004 006 050 051 052. G & S: skincare products, namely, cleansing lotions, toners, Goods and

**Services** sun screens, eye creams, moisturizers, protective creams, night creams, masks, body soap, body lotions, hair shampoo, hair conditioner, men's pre-shave lotion, men's after-shave lotion and men's

shaving cream. FIRST USE: 19670000. FIRST USE IN COMMERCE: 19670000

**Mark Drawing** 

(1) TYPED DRAWING Code

Serial Number 75410365

**Filing Date** December 23, 1997

**Current Basis Original Filing** 1A

**Basis** 

Published for

June 16, 1998

Opposition Registration Number

2187959

Registration

**Date** 

September 8, 1998

Owner

(REGISTRANT) MARIO BADESCU SKIN CARE, INC. CORPORATION NEW YORK 320 East 52nd

Street New York NEW YORK 10022

Attorney of Record

**ALBERT ROBIN** 

Disclaimer

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "SKIN CARE" APART FROM THE

MARK AS SHOWN

Type of Mark **TRADEMARK** Register **PRINCIPAL** 

SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20080207. Affidavit Text

1ST RENEWAL 20080207 Renewal

Other Data

The name in the mark does not identify a living individual.

Live/Dead Indicator

LIVE



# MARIO



NB services

CELEBRITY () CONSULTING PRESS SE GIFTS

TESTIMONIALS A REGIMENS

Couperose

Eye Care

Lip Care

Aging

Hands

Pregnancy Skin Care

Hyperpigmentation

Stretch Marks

Men's General Care

Razor Bumps & Burns

**Electric Shaving** 

Extra Special Care

View your previously recommended products "here"



#### NO ANIMAL TESTING

We use the finest ingredients known to us in the formulation of our unique preparations. Mario Badescu does not test - nor have we ever tested - our products on animals. We offer our customers products of the highest quality which have been tested thoroughly in laboratory environments to ensure maximum safety.

## tell us bout yourself

At Mario Badescu Skin Care, we believe that there is no universal, one size fits all skin care regimen that will leave everybody with glowing, beautiful skin. There are many factors involved in determining the proper skin care regimen.

There are many different types of skin, including Oily, Dry, Sensitive, and the most common. Combination. On top of natural skin type, proper skin care must also consider a number of factors such as age, gender, skin tone, skin care history, and lifestyle. All of these factors mean that there are literally thousands of possible skin care regimens, each one suited for a

This skin care consulting questionnaire takes all of the above information into account to form specialized skin care product recommendations that are customized for you.

The skin analysis takes only a moment, but can offer invaluable skin care advice that will leave your skin clear and your face alowing.

Before we begin, please fill out the fields below. All fields marked with an asterisk (\*) are required.

Title: --Please Select--

First Name:

Last Name:

Address:

City:\*

State:

Select a State or Province

Zip Code:\*

Country:

**United States** 

Email:

Phone:\*

Fax:

Age:\*

--Please Select--

Gender:

--Please Select--

How to Contact You?"

Martha Stewart

-- Please Select --

Google

How did you hear about Mario Badescu skin care?

YAHOO MSN Reneat Customer Hautelook Allure Pinterest Face Book Word of Mouth Cosmo In Style Elle Internet Search You Tube People Magazine DR 02 Gilt group Dept/Specialty Store **Family Circle** Womens Health Glamour Lucky Men's Fitness Self Magazine Vogue

Oprah Show

Tried Samples

✓ Yes! Please add me to your mailing list.

		Next >>	
-	Re-order your favorite products with. MYMARIO	Quick, convenient on-line shopping	-

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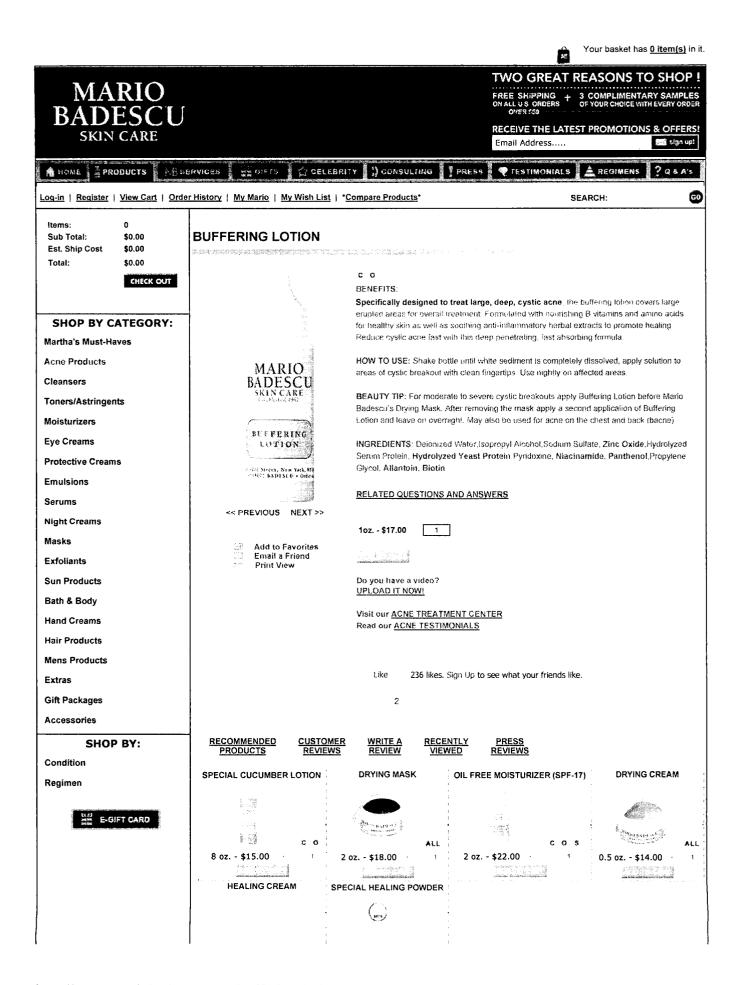
Product Info:

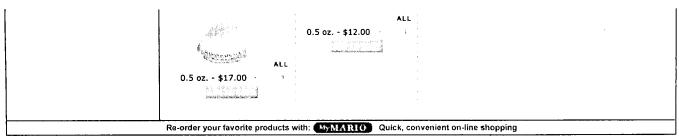
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### Opposition. No. 91200084

Lifetech Resources, LLC vs. MySkin, Inc.

# Admissions Served on Applicant by Opposer on Feb. 6, 2012

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

LIFETECH RESOURCES, LLC	Opposition No. 91200084
Opposer,	) Mark: SKINTELLIGENCE
····V. ····	) App. No.: 77/960706
MYSKIN, INC.,	App. No.: 777507700
Applicant.	)

#### OPPOSER'S FIRST SET OF REQUESTS FOR ADMISSIONS

Pursuant to Rule 36 of the Federal Rules of Civil Procedure, Opposer, Lifetech Resources, LLC, requests that Applicant, MySkin, Inc., respond by admitting the truthfulness of the matters set forth below, within the time specified by the Federal Rules of Civil Procedure and the Trademark Rules of Practice.

#### **DEFINITIONS AND INSTRUCTIONS**

The Definitions and Instructions included in Opposer's First Set of Interrogatories are incorporated herein by reference.

#### MATTERS TO BE ADMITTED

- 1. Opposer has used the SKINTELLIGENCE mark since at least as early as May 19, 1990.
- Opposer' use of its mark has been continuous and uninterrupted since at least May 19,
   1990.
- 3. A Certificate of Registration, U.S. Reg. No. 1,783,801, issued for Opposer's mark on July 27, 1993.
- U.S. Reg. No. 1,783,801 is incontestable and serves as conclusive evidence of the validity of the registered mark and of the registration of the SKINTELLIGENCE mark,

- of Opposer's ownership of the SKINTELLIGENCE mark, and of Opposer's exclusive right to use the registered SKINTELLIGENCE mark.
- 5. Opposer's earliest use of its SKINTELLIGENCE mark commenced over nineteen (19) years before Applicant filed its SKINTELLIGENCE trademark application.
- 6. Opposer's SKINTELLIGENCE mark registered over sixteen (16) years before Applicant filed its SKINTELLIGENCE trademark application.
- 7. Opposer has priority of use over Applicant with respect to marks that include the term SKINTELLIGENCE, and its phonetic equivalents, in the cosmetics industry.
- 8. Opposer's mark is well known.
- 9. Opposer's mark is extremely valuable.
- 10. Opposer markets cosmetics, namely, skin cleanser preparations, skin freshener preparations, skin moisturizer, toning lotion, emollient cream, toning mask, shaving cleanser preparations, eye toning gel, face makeup body shampoo, hair shampoo, hair conditioner under the SKINTELLIGENCE brand.
- 11. Consumers of cosmetics, namely, skin cleanser preparations, skin freshener preparations, skin moisturizer, toning lotion, emollient cream, toning mask, shaving cleanser preparations, eye toning gel, face makeup body shampoo, hair shampoo, hair conditioner associate Opposer with the mark SKINTELLIGENCE.
- 12. SKINTELLIGENCE is a strong brand for skincare preparations.
- 13. Applicant intends to manufacture and/or market the following goods under the SKINTELLIGENCE brand:

Communications software for connecting to standalone and networked computers consisting of grouping and recommendation algorithms for grouping people based on skin characteristics and providing recommendations for skin care products; computer hardware and peripheral devices and computer software for data communication and translating and transmitting data sold therewith; computer hardware and software, for use with medical patient monitoring equipment, for

receiving, processing, transmitting and displaying data; computer software and hardware for grouping people having similar characteristics and recommending products and regimens; computer programs for categorizing persons into various skin profiles and recommending products and regimens for skin care; computer software for controlling and managing patient medical information; computer software for use in managing medical records and patient information and for medical practice management; computer software for the medical field, namely, for scheduling, registration, workflow, processing, reporting, and billing; computer software for organizing and viewing digital images and photographs; computer software for transmitting, distributing, disseminating, receiving, and displaying of medical images and medical documents over local area networks, wide area networks, and global computer networks; computer software for grouping people based on skin characteristics and recommending skin care products and regimens; portable and handheld digital electronic devices for recording, organizing, transmitting, manipulating, and reviewing text, data, image, and audio files; remote control telemetering machines and apparatus; electronic communications systems comprised of computer hardware and software for the transmission of data between two points. optical communications systems comprised of optical and electronic hardware and computer software for the transmission of data between two points; communication software for providing access to the internet; computer search engine software; computer software for application and database integration; computer software for creating searchable databases of information and data; computer software for wireless content delivery; computer software platforms for grouping people based on skin characteristics and recommending products and regimens for skin care; computer software that provides web-based access to applications and services through a web operating system or portal interface; interactive computer kiosks comprising computers, computer hardware, computer peripherals, and computer operating software, for use in grouping people based on skin characteristics and recommendation of products and regimens for skin care; medical software for grouping people based on skin characteristics and recommendation of products and regimens for skin care; computer software for the collection, editing, organizing, modifying, book marking, transmission, storage and sharing of data and information; computer hardware and computer software programs for the integration of text, audio, graphics, still images and moving pictures into an interactive delivery for multimedia applications; computer software for the databasing, visualization, manipulation, virtual reality immersion and integration of geographic information with on-line member communities; database management software for grouping and retrieving information about groups of people who have similar skin characteristics for recommendation of products and regimens for skin care; graphical user interface software.

14. Applicant's goods will be used, in part, to make recommendations to consumers of the appropriate skincare products to use and of skincare regimes to follow.

- 15. Applicant's goods will be utilized in brick and mortar outlets where skincare preparations are sold.
- 16. Applicant's goods will be utilized by consumers on-line where skincare preparations are sold.
- 17. Applicant is the owner of U.S. Reg. No. 3934844 for the mark MYSKIN for, among other things, computer products and software regarding skincare, a copy of which is attached as Exhibit A.
- 18. Applicant is the owner of U.S. Reg. No. 3214849 for the mark MYSKIN for skincare and cosmetics products, namely, skin cleansers, skin toners, skin moisturizers, non-medicated skin serums, sunscreen creams, eye liner, eye shadow, foundation, blush, mascara, lipstick, lip gloss, and cover stick makeup, a copy of which is attached as Exhibit B.
- 19. Applicant uses the MYSKIN trademark as a source identifier for (1) computer products and software regarding skincare; and (2) skin cleansers, skin toners, skin moisturizers, non-medicated skin serums, sunscreen creams, eye liner, eye shadow, foundation, blush, mascara, lipstick, lip gloss, and cover stick makeup, as demonstrated by the specimens of record filed with the USPTO in support of Applicant's MYSKIN registrations, attached in Ex. C.
- 20. Consumers are likely to believe that MYSKIN skincare preparations and MYSKIN computer products and software regarding skincare emanate from a common source.
- 21. The mark CLINIQUE is a brand used in connection with skincare preparations, as demonstrated by the documents in Ex. D.
- 22. The mark CLINIQUE is a brand that is used on skin care analysis software, as demonstrated by the documents in Ex. E.

- 23. Consumers are likely to believe that CLINIQUE skincare preparations and CLINIQUE skin care analysis software emanate from a common source.
- 24. Manufacturers/marketers of skincare preparations also manufacture/market computer products for recommending skincare products and regimes, and market these goods under the same trademark.
- 25. Applicant also provides "computerized on-line ordering services in the field of skin care products" and "computerized on-line retail store services in the field of skin care," as evidenced by its ownership of U.S. Reg. No. 3,729,757 a copy of which is attached in Exhibit B.
- 26. Applicant provides skin care products, computer products in the field of skincare, and computerized on-line ordering services in the field of skin care products under the same MYSKIN brand.
- 27. Applicant featured SKINTELLIGENCE skincare preparations on myskin.com, as evidenced by the documents in Ex. F.
- 28. Consumers are likely to believe that SKINTELLIGENCE skincare preparations featured on SKINTELLIGENCE computer products in the field of skincare emanate from the same source.
- 29. Skincare preparations are commonly sold in the same virtual or physical business establishments (i.e. online or in brick and mortar stores) where skincare analysis computer products are commonly utilized by consumers.
- Applicant's SKINTELLIGENCE mark is identical in sound to Opposer's SKINTELLIGENCE mark.
- 31. Applicant's SKINTELLIGENCE mark is identical in appearance to Opposer's SKINTELLIGENCE mark.

- 32. Applicant's SKINTELLIGENCE mark is identical in meaning to Opposer's SKINTELLIGENCE mark.
- Applicant's SKINTELLIGENCE mark is identical in commercial impression to
   Opposer's SKINTELLIGENCE mark.
- 34. Applicant's goods could be utilized by the same consumers who utilize Opposer's goods.
- 35. Applicant was aware of Opposer's mark when selecting Applicant's mark.
- 36. Instances of actual confusion between Applicant's mark and Opposer's mark would damage Opposer.
- 37. Applicant is aware of actual confusion that has occurred, or is occurring, between Applicant's mark and Opposer's mark.
- 38. Applicant's SKINTELLIGENCE mark is confusingly similar to Opposer's SKINTELLIGENCE mark.
- 39. Applicant's mark creates a false perception that Applicant's goods are affiliated with, provided by, or endorsed by Opposer when the same is not true.
- 40. Upon the initial examination of Application No. 77/960706, the USPTO refused registration of Applicant's mark based on a likelihood of confusion with Applicant's mark.
- 41. Opposer will be damaged by the registration of the mark in U.S. App. No. 77/960706.
- 42. Applicant selected Applicant's mark with the intent to cause a likelihood of confusion, mistake or deception with Opposer's mark, and to trade on Opposer's good will.
- 43. Applicant intends to expand use of Applicant's mark in the United States to include skincare preparations.
- 44. Applicant has plans to use Applicant's mark in connection with items other than Applicant's goods.

- 45. Consumers encountering both Applicant's goods and Opposer's goods under the SKINTELLIGENCE mark will falsely conclude that the products of Applicant originate from, are sponsored by or affiliated with Opposer.
- 46. The documents produced by Applicant in response to Opposer's First Request for Production of Documents and Things and First Set of Interrogatories are authentic, original documents, or true and correct copies of authentic, original documents.
- 47. Documents produced by Applicant were made by a person with knowledge of, or made from information transmitted by a person with knowledge of, the acts and events appearing in them.
- 48. Documents produced by Applicant were made at or near the time of the acts and events appearing in them.
- 49. It is the regular practice of Applicant to make the documents produced by Applicant.
- 50. The documents produced by Applicant were kept in the course of a regularly conducted business activity.

LIFETECH RESOURCES, LLC

By its attorneys,

Date: Feb. 6, 2012

Karen McDaniel

Danielle I. Mattessich

MERCHANT & GOULD P.C.

80 South Eighth Street, Suite 3200

Minneapolis, Minnesota 55402-2215

Telephone: (612) 332-5300

dmattessich@merchantgould.com

#### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing OPPOSER'S FIRST SET OF REQUEST FOR ADMISSIONS was served upon Applicant by First Class Mail, postage prepaid, this 6th day of February, 2012:

Rajiv Ranjan Director – IPR, MySkin, Inc. MySkin Inc. 123 Town Square Place, Suite #324 Jersey City, NJ 07310

Amanda A

#### **Danielle I. Mattessich**

From:

Danielle I. Mattessich < DMattessich@merchantgould.com>

Sent:

Monday, March 19, 2012 7:34 PM

To:

legal@myskininc.com

Cc:

16284.0003USTA.active@ef.merchantgould.com; Amanda J. Avery; Karen McDaniel

Subject:

**Attachments:** 

Lifetech Resources, LLC v. MySkin, Inc., Opposition No. 91200084

2012 02 06 Opposers First Set of Requests for Admissions.PDF; 2012 02 06 Opposers First Request for Production of Documents and Things.PDF; 2012 02 06 Opposers First

Set of Interrogatories.PDF

Re:

Lifetech Resources, LLC v. MySkin, Inc.

Opposition No. 91200084 (SKINTELLIGENCE)

M&G Ref. No. 16284.0003USTA

Dear Mr. Ranjan:

We served Discovery on MySkin, Inc. (i.e., Interrogatory Requests, Document Requests, and Requests for Admissions) on February 6, 2012 in the matter referenced above, but we have not received any responses or objections to date. Please see attached documents for your reference. As you are aware, responses to these requests were due by March 12, 2012.

Pursuant to 37 C.F.R. §2.120 (e), this letter is our good faith effort to determine why you have failed to timely respond to our Discovery requests. Please note, however, that under Fed. R. Civ. P. 36, a requested admission is deemed admitted unless a written answer or objection is provided to the requesting party within thirty days after service of the request, or within such time as the parties agree to in writing. Although our Admission Requests are now deemed admitted as a matter of law, we request immediate responses to our Interrogatory Requests and Document Requests.

As you may know, a party which fails to respond to interrogatories or document requests during the time allowed therefor, and which is unable to show that its failure was the result of excusable neglect, may be found, upon motion to compel filed by the propounding party, to have forfeited its right to object to the discovery request on its merits. See No Fear Inc. v. Rule, 54 USPQ2d 1551, 1554 (TTAB 2000) (stating that the Board has great discretion in determining whether such forfeiture should be found). If we do not hear from you by March 22, 2012 regarding our outstanding discovery requests, we will file a Motion to Compel to preserve our rights in the proceedings.

We look forward to receiving your Discovery responses so that the filing of a Motion to Compel can be avoided.

Very truly yours,

Danielle I. Mattessich

Attorney at Law Merchant & Gould P.C. 3200 IDS Center 80 South 8th Street Minneapolis, MN 55402-2215 USA

Matterico

Telephone (612) 336-4725

Fax (612) 332-9081
Email dmattessich@merchantgould.com
www.merchantgould.com

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## **EXHIBIT A**

## United States of America United States Patent and Trademark Office

## MYSKIN

Reg. No. 3,934,844

Registered Mar. 22, 2011 55 RIVER DRIVE SOUTH

Int. Cls.: 9 and 10

TRADEMARK

PRINCIPAL REGISTER

MYSKIN, INC (DELAWARE CORPORATION)

SUITE 308

JERSEY CITY, NJ 07310

FOR: COMPUTER PROGRAMS FOR CATEGORIZING PERSONS INTO VARIOUS SKIN PROFILES; COMPUTER SOFTWARE FOR CONTROLLING AND MANAGING PATIENT MEDICAL INFORMATION; COMPUTER SOFTWARE FOR USE IN MANAGING MEDICAL RECORDS AND PATIENT INFORMATION AND FOR MEDICAL PRACTICE MANAGEMENT; COMPUTER SOFTWARE FOR THE MEDICAL FIELD, NAMELY, FOR SCHEDULING, RE-GISTRATION, WORKFLOW, PROCESSING, REPORTING, AND BILLING; COMPUTER SOFTWARE FOR ORGANIZING AND VIEWING DIGITAL IMAGES AND PHOTOGRAPHS; COMPUTER SOFTWARE FOR TRANSMITTING, DISTRIBUTING, DISSEMINATING, RE-CEIVING, AND DISPLAYING OF MEDICAL IMAGES AND MEDICAL DOCUMENTS OVER LOCAL AREA NETWORKS, WIDE AREA NETWORKS, AND GLOBAL COMPUTER NET-WORKS; COMPUTER SOFTWARE FOR RECOMMENDING CUSTOMIZED SKIN CARE PRODUCTS AND REGIMENS BASED ON DIAGNOSIS OF SKIN CONDITION; ELECTRONIC APPARATUS, NAMELY, STAND ALONE DISPLAYS FOR MEDICAL IMAGES; LABORAT-ORY EQUIPMENT, NAMELY, SPECTROSCOPES; MEDICAL SOFTWARE FOR TRACKING THE EFFECTIVENESS OF VARIOUS SKIN CARE PRODUCTS AND REGIMENS, PHOTO-GRAPHIC CAMERAS, PORTABLE AND HANDHELD DIGITAL ELECTRONIC DEVICES FOR RECORDING, ORGANIZING, TRANSMITTING, MANIPULATING, AND REVIEWING TEXT, DATA, IMAGE, AND AUDIO FILES; PORTABLE DETECTION AND IDENTIFICATION INSTRUMENTS USING LIGHT SOURCES AND LIGHT DETECTORS FOR DETECTING AND IDENTIFYING CHEMICAL AND BIOLOGICAL SUBSTANCES NOT FOR MEDICAL PURPOSES; REMOTE CONTROL TELEMETERING MACHINES AND APPARATUS; SCANNER FOR CAPTURING IMAGES FOR ANALYSIS FOR USE IN THE LIFE SCIENCE RESEARCH FIELD; SCIENTIFIC AND TECHNICAL APPARATUS, NAMELY, OPTICAL MIRRORS; SCIENTIFIC APPARATUS, NAMELY, SPECTROMETERS AND PARTS AND FITTINGS THEREFOR, SOFTWARE FOR PROCESSING DIGITAL IMAGES OF THE ANA-TOMY FOR DIAGNOSIS AND TREATMENT, SPECTROGRAPH APPARATUS, APPARATUS FOR MEASURING BIOMATERIAL SURFACE CHARACTERISTICS; APPARATUS FOR MEASURING METALLIC AND NON METALLIC SURFACES, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).



FIRST USE 6-28-2009; IN COMMERCE 6-28-2009.

FOR: APPARATUS FOR CLINICAL DIAGNOSIS; ELECTROMAGNETIC MEDICAL DIA-GNOSTIC IMAGING APPARATUS; MEDICAL IMAGE PROCESSORS; MEDICAL APPAR-ATUS FOR DIAGNOSIS OF SKIN CONDITIONS COMPRISED OF SKIN IMAGING, PICTURE ARCHIVING AND COMMUNICATION SYSTEM: APPARATUS FOR CLINICAL DIAGNOSIS OF SKIN CONDITIONS COMPRISING COMPUTER SYSTEMS DISPLAYING IMAGES OF THE SKIN; MEDICAL INSTRUMENTS FOR USE IN NON-INVASIVE VIEWING BENEATH

Reg. No. 3,934,844 THE SURFACE OF THE SKIN AND DIAGNOSIS OF HEALTHY AND DISEASED SKIN; SKIN CARE ANALYZERS AND LIGHT THERAPY EQUIPMENT, NAMELY, A BLACK-LIGHT BLUE LAMP UNIT FOR USE IN IDENTIFICATION OF A VARIETY OF SKIN CONDITIONS; SURGICAL INSTRUMENTS AND APPARATUS; TELEMETRY DEVICES FOR MEDICAL APPLICATIONS, UV LAMPS FOR MEDICAL APPLICATIONS, IN CLASS 10 (U.S. CLS. 26, 39 AND 44).

FIRST USE 6-28-2009; IN COMMERCE 6-28-2009.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NO. 3,214,849.

SN 77-548,973, FILED 8-18-2008.

AMEEN IMAM, EXAMINING ATTORNEY

Page: 2 / RN # 3,934,844

## **EXHIBIT B**

Int. Cl.: 3

Prior U.S. Cls.: 1, 4, 6, 50, 51 and 52

Reg. No. 3,214,849

United States Patent and Trademark Office

Registered Mar. 6, 2007

### TRADEMARK PRINCIPAL REGISTER



CANTER, PATRICIA (UNITED STATES INDIVI-DUAL) 4185 DIXIE CANYON AVENUE SHERMAN OAKS, CA 91423

FOR: SKINCARE AND COSMETICS PRODUCTS, NAMELY, SKIN CLEANSERS, SKIN TONERS, SKIN MOISTURIZERS, NON-MEDICATED SKIN SERUMS, SUNSCREEN CREAMS, EYE LINER, EYE SHADOW, FOUNDATION, BLUSH, MASCARA, LIP-

STICK, LIP GLOSS, AND COVER STICK MAKEUP, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).

FIRST USE 9-21-2000; IN COMMERCE 9-21-2000.

SER. NO. 78-659,690, FILED 6-28-2005.

DAYNA BROWNE, EXAMINING ATTORNEY

## United States of America United States Patent and Trademark Office

## MYSKIN

 $Reg.\ No.\ 3,729,757$  Myskin, inc (delaware corporation) Registered Dec. 22, 2009 SUITE 308 JERSEY CITY, NJ 07310

Int. Cl.: 35 FOR: ADVERTISING BY TRANSMISSION OF ON-LINE PUBLICITY FOR THIRD PARTIES THROUGH ELECTRONIC COMMUNICATIONS NETWORKS; ADVERTISING CONSULTA-TION: ADVERTISING RELATING TO PHARMACEUTICAL PRODUCTS AND IN-VIVO SERVICE MARK IMAGING PRODUCTS: ADVERTISING SERVICES, NAMELY, PROMOTING AND MARKET-PRINCIPAL REGISTER ING THE GOODS AND SERVICES OF OTHERS THROUGHALL PUBLIC COMMUNICATION MEANS, ADVERTISING SERVICES, NAMELY, PROVIDING INFORMATION AS TO THE AVAILABILITY OF SKIN DIAGNOSTIC SYSTEMS, APPARATUSES AND DEVICES, AND SKIN CARE PRODUCTS AND SERVICES FOR RENT OR PURCHASE; ADVERTISING VIA ELECTRONIC MEDIA AND SPECIFICALLY THE INTERNET, ADVICE AND INFORMATION ABOUT CUSTOMER SERVICES AND PRODUCT MANAGEMENT AND PRICES ON INTER-NET SITES IN CONNECTION WITH PURCHASES MADE OVER THE INTERNET, ARRAN-GING OF MANAGED CARE CONTRACTUAL SERVICES IN THE FIELDS OF DIAGNOSTIC IMAGING, HOME HEALTH CARE, DURABLE MEDICAL EQUIPMENT, SPECIALTY PHARMACY, AND DIAGNOSTIC LAB SERVICES; ASSET MANAGEMENT SERVICES, NAMELY, REPORTING ON SERVICE HISTORIES, UTILIZATION OF THE MEDICAL AS-SETS, END OF PRODUCT LIFE INFORMATION AND REPLACEMENT COSTS ALL RE-LATED TO MEDICAL DIAGNOSTIC, CLINICAL AND BIOMEDICAL EQUIPMENT, BUSI-NESS CONSULTATION IN THE FIELD OF SKIN CARE, SKIN CARE ANALYSIS AND SKIN CARE PRODUCTS: BUSINESS MANAGEMENT AND CONSULTATION IN THE FIELD OF SKIN CARE PRODUCTS AND SKIN CARE DIAGNOSTIC APPARATUS; BUSINESS MAN-AGEMENT AND CONSULTING SERVICES FOR THE HEALTH CARE INDUSTRY, NAMELY, CUSTOMER SERVICE, ACCOUNTING SERVICES, AND WEB-BASED ADVERTISING AND MARKETING SERVICES; COMPUTERIZED ON-LINE ORDERING SERVICES IN THE FIELD OF SKIN CARE PRODUCTS AND SKIN CARE DIAGNOSTIC APPARATUS, COMPUTERIZED ON-LINE RETAIL STORE SERVICES IN THE FIELD OF SKIN CARE, SKIN IMAGING, AND SKIN ANALYSIS; MANAGEMENT AND BUSINESS CONSULTING SERVICES IN THE FIELD OF SKIN CARE PRODUCTS AND SKIN CARE DIAGNOSTIC APPARATUS, ON-LINE ADVERTISING AND MARKETING SERVICES, ON-LINE SERVICES, NAMELY, ORDERING AND INVENTORY MONITORING FOR SKIN CARE PRODUCTS AND SERVICES; PROVIDING A WEB SITE FEATURING PRODUCT RATINGS OF THE CONSUMER GOODS AND SERVICES OF OTHERS IN THE FIELD OF SKIN CARE; PROVIDING AN INTERNET-BASED DATABASE OF PATIENT MEDICAL INFORMATION DESIGNED TO FACILITATE PATIENT-AUTHORIZED, HIPAA-COMPLIANT SHARING AND MAINTENANCE OF PA-TIENT MEDICAL INFORMATION AMONGST A PATIENT'S DOCTORS SUCH THAT THIS INFORMATION CAN BE DIRECTLY INSERTED INTO THE DOCTOR'S MEDICAL REPORTS AS A MEANS OF INCREASING MEDICAL RECORD GENERATION EFFICIENCY AND ACCURACY; PROVIDING AN ON-LINE COMPUTER DATABASE FEATURING TRADE INFORMATION IN THE FIELD OF SKIN CARE PRODUCTS AND SERVICES, PROVIDING CONSUMER INFORMATION IN THE FIELD OF SKIN CARE PRODUCTS, SERVICES AND



Reg. No. 3,729,757 REGIMENS; PROVIDING CONSUMER SKIN CARE PRODUCT RECOMMENDATIONS; PROVISION OF INFORMATION AND ADVICE TO CONSUMERS REGARDING THE SELECTION OF PRODUCTS AND ITEMS TO BE PURCHASED VIA A SKIN CARE PRODUCT EFFECTIVENESS TRACKING SYSTEM, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 3-27-2009; IN COMMERCE 3-27-2009.

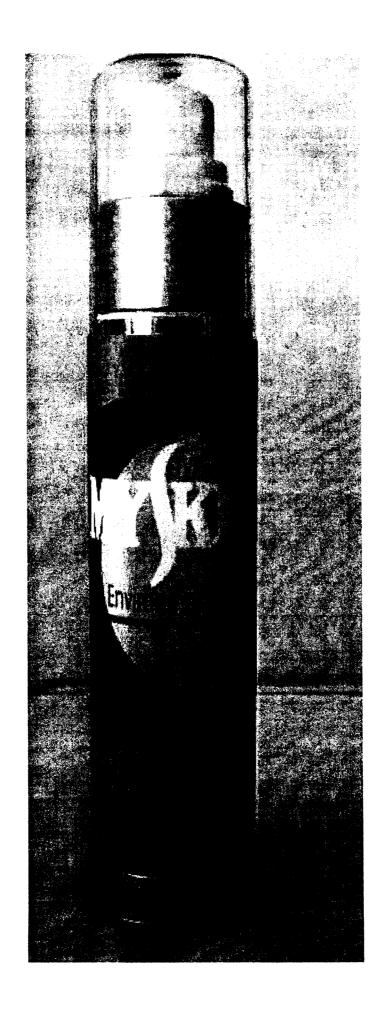
THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

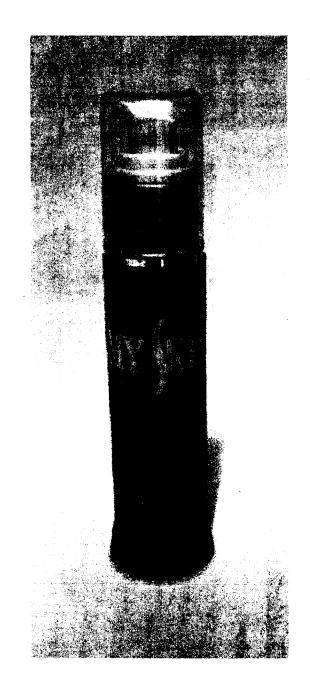
OWNER OF U.S. REG. NO. 3,214,849.

SN 77-625,173, FILED 12-3-2008.

JENNIFER HETU, EXAMINING ATTORNEY

## **EXHIBIT C**





## ONLINE (OR WEB BASED) SKIN PROFILING AND SKINGARE RECOMMENDATION ENGINE

#### **Table of Contents**

Tab	of Contents	
1	bout Us	3
2	he Problem: How to find Quality, Reliable Skin Care Assessment and Advice?	5
3	Vhy mySkin's mySkin™?	5
4	Vhat is mySkin™?	5
5	nySkin™ - Modus Operandi and Outputs – How and What you get?	6
5.1 Eng	mySkin™ - An Apex Level Breakdown of the Skin Profiling and Skincare Recommendation See – Modus Operandi or How?	
	Create and Manage – Create your skin profile by answering an online questionnaire and nanage your skin profile	<del>6</del>
	Search - Find skincare products that work for you from the largest database in the world	6
	Learn - Interact with your skin twins, browse routines by people like you, and read about kincare blogs.	6
	Shop - Once you find your product, choose from over 120 different stores and price shop	6
5.2	mySkin™ - Outputs or What you get?	7
6	nySkin™ - The Underlying Concept	٤
7	How is mySkin™ different?	10
7.1	mySkin™ - Skincare Profiling and Unbiased Skincare Recommendation	10
7.2	myskin™ has Revolutionized the Online Skin Care Market	10
8	nySkin™ Inputs – Registration & Skin Profile & FAQ's thereof	11
9	nySkin's Portal – mySkin™ - Overall Information Management	22
9.1	mySkin's Portal - mySkin™ - What Generic Information it Collects?	22
9.1.	mySkin's Portal - mySkin™ - What Information You Provide or Personal Information?	22
9.1.	mySkin's Portal - mySkin™ - What Information is Collected from Visitors?	23
9.2	mySkin's Portal - mySkin™ - How We Use Your Information?	23
10	Addendum Product Related Terminology	24
11	Downloadable or Retrievable Applications & Widgets Backed by mySkin™	27
12	Downloadable or Retrievable Applications & Widgets Backed by mySkin™	28
13	Downloadable or Retrievable Applications & Widgets Backed by mySkin™	
14	Downloadable Personalized Skin Assessment Report Backed by mySkin™	3·

#### SOU CLASS 009

#### 1 About Us

So what is mySkin™? A Refreshing New Way to find Effective Skincare Products that Work for You

"mySkin™ online (or web-based) skincare profiling and skincare recommendation search engine helps men and women across all age groups, ethnicities and skin concerns find the right skincare product from almost all brands. The mySkin™ is fun, glamorous and worthy, as it performs scientific-led skin profiling, categorization, assessment and unbiased skincare product recommendations."

mySkin's portal (mySkin.com) hosts a plethora of web-based (or online) and mobile application suite. The portal's **mySkin™** is an online (or web-based) skin profiling and skincare recommendation engine.

mySkin's mySkin™ online (or web-based) skin profiling and skincare recommendation engine is your unbiased source for searching, sharing, tracking and shopping for skincare products. mySkin™ takes no money from beauty manufacturers -- advertising or otherwise. It is powered by science and community experiences. It is the ultimate source for your skincare needs, offering you unbiased skincare advice, product and routine recommendations. More importantly it finds the right product for you! No more trying getting turned off by billboards with French models (did someone tell them that the weather in France is different from most places in the USA?), by not-so-knowledgeable salespeople trying to push their brand (I once saw one working at a fast food joint the previous week), and claims that are developed by labs that are paid to support those claims (talk about a conflict of interest -- duh!).

With over 190,000 skincare products in the Back-end database, mySkin™ online (or web-based) skin profiling and skincare recommendation engine takes the 'sales pitch' out of skincare advertising and helps you find products that actually work. Their patent-

pending skin profiling and recommendation algorithm is an outcome of 60 years of combined research expertise of mySkin's doctors, dermatologists, and cosmetic pharmacologists. On the site, you can also connect with other skincare enthusiasts; learn about the latest and greatest products, skincare news, and blogs all in one place. You even get a free comprehensive skin assessment! Adios trial and error.

You care about your skin. Why wouldn't you? It's your largest organ. But how much time can you realistically devote to researching and evaluating products? Don't you wish you could just open your cabinet and— *Voila!*—have the perfect products magically appear? Effective, safe for your skin, and worth every penny. Beginning today, you can save yourself time and hassle.

Our mission is to bring clarity to the world of skincare, and give you the confidence to make better decisions. In today's oversaturated beauty market of more than 70,000 cleansers, creams, lotions, serums...dare we go on?...there's a constant parade of promises and conflicting claims. How do you know what works best for you? Whose advice do you trust?

Enter mySkin. We can't fill your actual shelf but we can offer you a virtual one—stocked with the most effective products just for your skin. It's an efficient way to go about finding skincare that really works for your skin, along with insight into your skincare questions. That means more time for you to do all those things you've wanted to do. Like skydiving, or writing the next Oscar-winning screenplay (after all, perfect skin does go hand-in-hand with Red Carpet).

Whether you're a woman, a man, a teenager, a busy mom, anyone who cares about your skin, mySkin can help you.

### 2 The Problem: How to find Quality, Reliable Skin Care Assessment and Advice?

Most people buy skin care products for the wrong reasons. Your skin doesn't care about what's chic or in vogue, so recommendations from a dermatologist pushing his own line of products, or from advertisements promoting the latest trend aren't necessarily the best for your skin. And advice from a good friend or a friendly sales clerk probably doesn't consider important things about you like your skin type or your family history. And they certainly don't take into account important factors affecting your skin such as hormone and stress levels, travel plans, or even the weather.

#### 3 Why mySkin's mySkin™?

So why make key purchases based on biased or unreliable sources?

The Solution: myskin<sup>™</sup> – Unbiased Skin Care Advice to find what works for your skin through mySkin<sup>™</sup> online (or web-based) skin profiling and skincare recommendation engine.

mySkin™ allows you to create your skin profile and finds skincare products that work for your skin based on your skin profile. Not for your best friend, your favorite celebrity or your neighbor with the perfect hair and smile. For you.

#### 4 What is mySkin™?

mySkin™ offers personalized, unbiased, and scientific skincare product recommendations based on your skin's characteristics. Developed by world renowned skin scientists and specialists, mySkin™ utilizes scientific principles and sophisticated algorithms to offer you unbiased product recommendations that work best for YOU, not your friend, mother or favorite celebrity. mySkin's portal also hosts a skincare social community that connects users with similar skin profile. mySkin's portal also manages or operates an unbiased skincare blog, features other beauty blogs, and has an active skincare discussion forum.

mySkin<sup>™</sup> helps men and women across all age groups, ethnicities and skin concerns find the right skincare product from almost all brands. The portal's mySkin<sup>™</sup> and Just Like Me (or JLM)® online (or web-based) and mobile applications are fun, glamorous and worthy, as they facilitate you to create (or manage) your profile and provide unbiased, scientific-led skincare product recommendations.

#### 5 mySkin<sup>™</sup> - Modus Operandi and Outputs – How and What you get?

When you answer a series of questions about your skin and your lifestyle, mySkin's mySkin™ and Just Like Me (or JLM)® patent-pending and proprietary technologies returns a highly customized combination of products at various price points that are right for you. You can easily purchase these products, or save the recommendations, along with any purchases, on your My Beauty Shelf®.

mySkin has developed mySkin™ and Just Like Me (or JLM)® – a combined approach that facilitates you in creating (or managing) your skin profile and searching, learning, sharing, tracking and shopping for skincare products in light of skincare product recommendations for you based on what worked for people with skin profiles similar to yours.

## 5.1 mySkin<sup>™</sup> - An Apex Level Breakdown of the Skin Profiling and Skincare Recommendation Search Engine – Modus Operandi or How?

- Create and Manage Create your skin profile by answering an online questionnaire and manage your skin profile.
- Search Find skincare products that work for you from the largest database in the world.
- Learn Interact with your skin twins, browse routines by people like you, and read about skincare blogs.
- Shop Once you find your product, choose from over 120 different stores and price shop.

- Get FREE skincare profiling and skincare recommendations for what (i.e. recommended skincare products) would work for your skin based on your skin profile from over 150,000 skincare products across all brands and all retailers.
- The skincare profiling and skincare product recommendation engines, called mySkin™, is powered by patent pending technology developed by leading dermatologists, plastic surgeons and cosmetic pharmacologists.
- Start by telling mySkin™ characteristics that define your skin: genetics, lifestyle, diet, skin concerns (like acne, eczema, anti aging). These help the mySkin™ pick out the perfect skin care regimen and products for you.
- Tell mySkin™ about products you use and how they make your skin feel.
- Your skin profile is created, managed and mapped to how your skin experiences
  products and various ingredients enabling them to make personalized
  recommendations just for you by the mySkin™.
- The mySkin<sup>™</sup> scientifically examines your skin profile, and products you have used and their ingredients. The mySkin<sup>™</sup> technology then helps you identify products, across routine steps that actually work for people with skin just like yours to give you an honest, unbiased recommendation.
- Enter your skin concern in the search box to get product recommendations specifically for your skin profile by the mySkin™. Almost like a personal clinical test designed just for you!

Caution: We discriminate! We favor the best product for YOUR skin as backed by real users' experiences and real science! Not all skincare products are created equal -- and they definitely are not created equal for your unique skin!

#### 5.2 mySkin™ - Outputs or What you get?

 Personalized and unbiased science-generated user-supported product recommendations.

- · Free personalized skin assessment report.
- One stop shop to search oodles of retailers to find you skincare products that work, at the best prices.
- Community of users Just Like You -- the mySkin™ and Just Like Me (or JLM)® communities allows you to connect with your Skin Twin™ and ask questions you're too embarrassed to ask your roommate.
- World's top beauty and skincare news connect to and read your favorite bloggers and learn of the latest breaking skin care news and tips on mySkin™ blog.
- World's first personalized search, where a search for any skin concern, brand or product is powered by your unique skin profile created and managed using mySkin™.

Scientifically proven: mySkin™ takes skincare profiling and skincare product recommendations to a whole new level. Our profiling and advice is backed by facts, not guesses. We've developed highly sophisticated algorithms that analyze variables like genetics, lifestyle, health and the environment, to name a few, for deeper insight on how products work on different skin.

Research backed: mySkin™ is a powerful technology platform with years of research behind it. Our team includes more than 50 physicians, PhDs and technologists who help build the complex algorithms and facilitate the profiling and recommendations. Plus, we've interviewed hundreds of people like you to understand your needs and problems.

#### 6 mySkin<sup>™</sup> - The Underlying Concept

Start with a panel of experts; add information different skin types and concerns and over 135,000 products; design and implement an algorithm to consider environmental factors, genetics, ingredients, and additional consumer reviews of products; invite members, and watch the site grow – and the algorithm continuously improve. Just as

the viral power of Web 2.0 sites like Facebook continuously make your world smaller as they grow, providing you with more custom recommendations as more information is available, that's the way **mySkin™** works. Best of all, **mySkin™** remains completely unbiased to a fault, even refusing to accept ads from the industry. (And no, for the record, this is not a pay-per-post or an advertisement.

The concept is to start with a large database of products and a team of experts to assign the products into different recommendation groups based on a large number of factors including skin type and skin concern, such as wrinkles, acne or rosacea. Then, as members join the site, their reviews are incorporated into the database as well, so people with similar skin types and ailments can get even more customized recommendations.

mySkin™ algorithm is designed to emphasize consumer opinions of products, because they are the ones with the actual experience of the products and are most unbiased. The opinions strengthen by the number of user reviews, so the algorithm actually improves as the site grows, as the site can then provide more specific, and hence optimal, recommendations for the user.

Not only does mySKin™ enable users to get customized skin care product recommendations from a panel of established experts based on their skin type or ailment or a number of other factors, but it also gives users the ability to connect with other users with the same skin type or ailment. What has worked for them? What hasn't worked for them? Through this experience, there have been users who have gotten ideas to use – or not to use – products that mainstream knowledge would have advised against.

#### 7 How is mySkin™ different?

#### 7.1 mySkin™ - Skincare Profiling and Unbiased Skincare Recommendation

First and foremost, we strive to be as unbiased as possible. Not many can say that. We don't make or sell products, promote products on our site, or take advertising from skincare manufacturers. Our mission is to provide you with the information and tools to help you make better decisions, while we remain independent and neutral.

Secondly, we utilize a unique approach. **mySkin<sup>TM</sup>** takes skincare profiling and skincare product recommendations to a whole new level. A more meaningful one. Imagine advice backed by facts instead of guesses. Many variables affect skin health and appearance— genetics, lifestyle, health conditions, and environment, to name a few. Utilizing scientific principles and highly sophisticated algorithms, **mySkin<sup>TM</sup>** analyzes these variables for deeper insight on how products work on different skin. **mySkin<sup>TM</sup>** looks at your product experiences and preferences, and those of people who are just like you, to identify those most effective. The **mySkin<sup>TM</sup>** approach is based on the idea that, when someone is just like you, a product that works for her (or him) is very likely to work for you too. A simple concept that many have missed.

Our service is backed by years of research. We're also doing something we think deserves attention. We're listening. To you. We've interviewed hundreds of you to understand your needs and problems. Many of you say how overwhelmed you are with the thousands of products and claims in the beauty industry. Navigating the world of skincare shouldn't be so complicated. We want to make it easier for you. So we did. So come in and explore your new mySkin Community. Discover all the great features we have in store for you. We're here to help you be happy in your skin.

## 7.2 myskin<sup>™</sup> has Revolutionized the Online Skin Care Market

mySkin's **mySkin™** is changing awareness, consideration and purchase patterns in the \$40 billion global skin care market. Think: Amazon + Pandora (for skin care) = mySkin.com.

mySkin's mySkin™ displays 150,000 products and multiple factors for each product. These are updated and categorized within more than 700 different skin types. When you enter your skin concern in the search box, the skincare profiling and recommendation engine finds the precise products that work for you, for your concern.

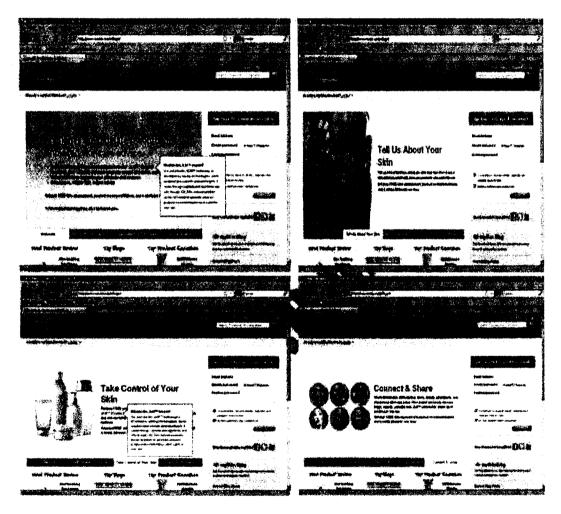
## 8 mySkin™ Inputs – Registration & Skin Profile & FAQ's thereof

Why do I need to fill out a Skin Profile using a web-based GUI form (or webform) comprising general information entry facility for users in connection with **myskin™** online (or web-based) skin profiling and skincare recommendation search engine? Believe us. We're not nosey. OK, maybe a little. But it's for a good reason. In order to recommend the most effective products for your skin, we need to know a little bit about you. First, the basics about your skin. Then later, you can opt to answer more detailed questions about your lifestyle, medical history, and product preferences. The more information you provide us, the more fine-tuned our recommendations for your skin.

How can I make a change to my Skin Profile using **mySkin™**? You can update your profile information at any time. Just go to Your Skin Profile.

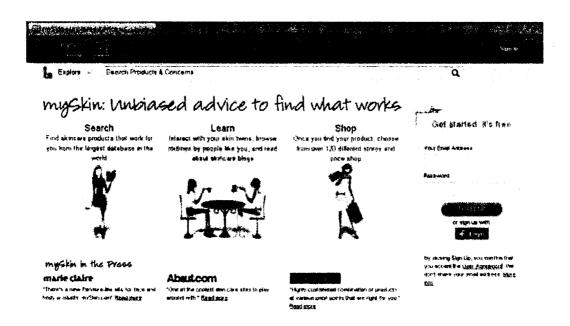
Do I need to fill out all the questions in the Skin Profile? No, just the basics (Basics and Skin Conditions and Skin Concerns). The rest are optional (Medical & Family History, Lifestyle, Product Needs, BMI). But the more you tell us about yourself, the more we can fine-tune our recommendations for you.

Do you sell my information to third parties? A thousand times no. We don't sell any personally identifiable information to any third parties (or any parties, for that matter). What you tell us remains strictly with us. We appreciate the trust you've given that we'll keep your information confidential.



SCREENSHOTS SHOW WEBPAGES COMPRISING GUIS FOR REGISTRATION OF NEW USERS THEREBY FACILITATING ACCESS AND USAGE OF, *inter alia*,

# mySkin™ ONLINE (OR WEB-BASED) SKINCARE PROFILING AND SKINCARE PRODUCT RECOMMENDATION SEARCH ENGINE HOSTED THEREOF



SCREENSHOT SHOWS LANDING PAGE OF THE PORTAL HOSTING, *inter alia*, mySkin™ ONLINE (OR WEB-BASED) SKIN PROFILING AND SKINCARE RECOMMENDATION ENGINE

N = STARLPHOUSA	BOILD BASIC PROFILE	AMALYZE PRODUCTS
Fell Us About You and Your Skin		kin profile and Fecastriendations
General Information > 2. Skin Type > 3	I. Other Features > 4. Skin	Conditions
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Rajiv		
Country		
the climate of where you are located can affect y	our skith	
india di him us		
Birth Year The recommendation elgorithm adjusts for your eq	ŧ	
1971		
Gender Famely - cubic bormones impact the structure of the		
Stale	₹ <del>D</del> ON®	
Ethnicity		
tionic becognished relates to the skin's natural age FTI Caucasian	g process. (s./soose Az Appacas ET American indian or Als	
Hispardo er Listino	E) Brack	***************************************
East Asian	Metalle Eastern	
Trasive Hawellan or Other Pacific Mender Other	South Asian	

SCREENSHOT OF A WEB-BASED GUI FORM (OR WEBFORM) COMPRISING
GENERAL INFORMATION ENTRY FACILITY FOR USERS IN CONNECTION WITH
mySkin™ ONLINE (OR WEB-BASED) SKIN PROFILING AND SKINCARE
RECOMMENDATION SEARCH ENGINE

STARE PROCESS	BUILD BASIC PROVILE AMALYZE PRODUCT'S
Tell Us More About You Answer a few confidential question	DU and Your Skin one to enable har algorithm develop your unique stim profile and recommendations
1. General information > 2.	Skin Type > 3. Other Features > 4. Skin Conditions
Your skin type Skin type determines oil and mont	uve retaining censolly.
O oiy	
O Dry	
Combination     Normal	
C Moreows	
How does your skin react to:	sun exposure?
	stm exposure? this meteon level and its inbut UV blocking capacity.
	this melaon level and its mbult UV blocking capacity.  O Burn Minimally, Tan Easily
Sun reaction correlates to your si	this melaon level and its mbult UV blocking capacity.  O Burn Minimally, Tan Easily

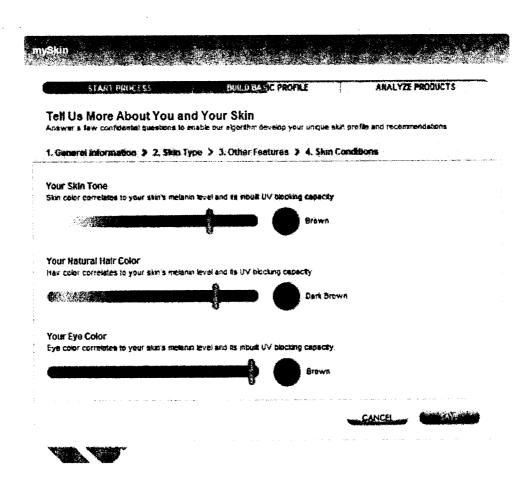


SCREENSHOT OF A WEB-BASED GUI FORM (OR WEBFORM) COMPRISING SKIN

TYPE INFORMATION ENTRY FACILITY FOR USERS IN CONNECTION WITH

mySkin™ ONLINE (OR WEB-BASED) SKIN PROFILING AND SKINCARE

RECOMMENDATION SEARCH ENGINE



SCREENSHOT OF A WEB-BASED GUI FORM (OR WEBFORM) COMPRISING ADDITIONAL SKIN ATTRIBUTES INFORMATION ENTRY FACILITY FOR USERS IN

# CONNECTION WITH myskin™ ONLINE (OR WEB-BASED) SKIN PROFILING AND SKINCARE RECOMMENDATION SEARCH ENGINE

	nySkin	44. v. 4	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1			
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SCREENSHOT OF A WEB-BASED GUI FORM (OR WEBFORM) COMPRISING SKIN CONDITIONS INFORMATION ENTRY FACILITY FOR USERS IN CONNECTION WITH mySkin™ ONLINE (OR WEB-BASED) SKIN PROFILING AND SKINCARE RECOMMENDATION SEARCH ENGINE

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SCREENSHOT OF A WEB-BASED GUI FORM (OR WEBFORM) COMPRISING

MEDICAL HISTORY INFORMATION ENTRY FACILITY FOR USERS IN

CONNECTION WITH mySkin™ ONLINE (OR WEB-BASED) SKIN PROFILING AND

SKINCARE RECOMMENDATION SEARCH ENGINE

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DIETARY OR DIETETIC INFORMATION ENTRY FACILITY FOR USERS IN
CONNECTION WITH mySkin™ ONLINE (OR WEB-BASED) SKIN PROFILING AND
SKINCARE RECOMMENDATION SEARCH ENGINE

#### Ratings and Reviews

What are these stars for? In this case, seeing stars is a good thing. The stars are Overall Effectiveness ratings. Not how popular a product is, or how much you like the product. The more stars, the more effective the product has proven to be.

Why are the stars in different colors? Things would be boring with just one color, right? We're anything but boring. Blue stars are your **mySkin™** ratings – the average rating from people who are just like you. Orange stars are your own ratings of products.

How do I rate a product? Anytime you see stars, you can rate that product – just drag your mouse over the stars, your rating will show up Orange. Remember, the Blue stars are your mySkin™ ratings from people just like you.

Do I need to rate products? When you rate a product, it helps us understand what works or doesn't work for your skin. Once we're in the know, we can deliver more accurate product recommendations. We kindly ask that you rate at least 3 products during registration. However, the more you rate, and the more detail and accuracy you provide on the products you use or have used, the better we can identify what works best for your skin.

Do I need to write a review? No, you aren't required to write a review. But there are people just like you who would love to hear about your experiences. They want to know the good, the bad, and even the ugly. So share your experiences to help them.

#### Recommendations

How do you determine what products are effective for me? Easy for you; tough for us. All you have to do is answer a few questions in a questionnaire provided by the webbased GUI form (or webform) comprising general information entry facility for users in

connection with **myskin<sup>™</sup>** online (or web-based) skin profiling and skincare recommendation search engine and then we get to work. mySkin's proprietary and patent-pending **mySkin<sup>™</sup>** technology analyzes your product experiences and preferences, and those of people who are just like you, to identify the most effective products based on your skin profile and those similar to your skin profile. The idea is, when someone is just like you, a product that works for her (or him) is very likely to work for you too.

#### Purchase FAQ's

I purchased a product. It has not arrived.

Although we send you to the products, we don't send the products to you. mySkin's mySkin™ doesn't handle order fulfillment. If you're having a problem with your order, please follow up directly with the merchant you purchased from. We only connect you with the vendor, since our goal is to be unbiased and not "sell" you product.

I purchased a product. Can I return it? Please check your merchant's return policy. mySkin doesn't handle order fulfillment. Please contact the merchant directly. We only connect you with the vendor, since our goal is to be unbiased and not "sell" you product.

I want to purchase a product, but I don't see an option to buy. We know. It's disappointing. We're sorry this product isn't available right now. The good news? We'll keep searching for a retailer who does. So stop by later.

#### 9 mySkin's Portal – mySkin™ - Overall Information Management

# 9.1 mySkin's Portal - mySkin™ - What Generic Information it Collects?

mySkin's portal collects information in order to provide you with a safe, smooth, and customized experience. In general, mySkin's portal collects two types of information: personal information that you provide to help mySkin™ tailor outputs and features to your needs, and anonymous information from visitors to mySkin's portal that allows mySkin™ to better understand and serve our community. mySkin's portal does not collect or process information for any other purpose.

# 9.1.1 mySkin's Portal - mySkin™ - What Information You Provide or Personal Information?

Registration: During registration, mySkin's portal collects contact information so we can communicate with you about the services you wish to use.

User profile: In order to make your online experience both personal and rewarding, mySkin™ collects background information about you and your skin. mySkin™ also offers you the option of providing additional information about your lifestyle, health, and product preferences if you desire more precise product recommendations.

Surveys and contests: If you choose to participate in a survey or contest, we may request contact and demographic information. If a third party is hosting the survey or contest, we will not share your personal information without your express permission. Invite-A-Friend, Email this Product to a Friend: You may choose to use our referral service to tell a friend about our site. If so, we will request your friend's name and email address.

Public spaces: Please be aware that any information you choose to post on forums, blogs, or product reviews is public, and others can access and collect this information. We encourage you to exercise discretion.

#### 9.1.2 mySkin's Portal - mySkin™ - What Information is Collected from Visitors?

Log Files: Like many websites or portals, mySkin's portal automatically gathers information about site traffic (such as Internet Protocol addresses) and stores it in log files. mySkin's portal and, *inter alia*, mySkin™ use this information to analyze trends, track movement around the site, and gather demographic data. With this information, mySkin™ can perform skincare profiling, categorization and assessment and make the best personal recommendations possible to enhance your customized experience.

Cookies: A cookie is a small text file stored on your computer to make your visits more efficient. mySkin's portal and, *inter alia*, mySkin™ use both session cookies to help you navigate the site and persistent cookies to make return visits easier (for example, by remembering your password). You can remove persistent cookies by following the directions in your internet browser's "help" file.

Clear gifs: mySkin's portal and, *inter alia*, **mySkin™** use clear gifs, tiny embedded graphics similar in function to cookies, to help track the effectiveness of our content and communication (for example, by letting us know which emails you have opened). You may choose to opt out of emails containing clear gifs.

#### 9.2 mySkin's Portal - mySkin™ - How We Use Your Information?

mySkin™ collect information about your skin, physical characteristics, and skincare concerns and preferences in order to match you with people who are just like you. This enables us to identify the products and services that will work best for you.

mySkin does not rent or sell your personal information, including your contact information, to anyone, and mySkin will only share it under the following circumstances:

mySkin staff: mySkin staff and authorized consultants may have access to your personal information as part of their normal duties.

Compliance with the law: mySkin may disclose your personal information when required by law or if we believe that disclosure is necessary to protect the legal rights of mySkin or its employees.

Authorized service providers: mySkin may share your personal information with certain authorized service providers mySkin engages to perform specific services intended to enhance your online experience. These service providers are prohibited from using this information for any other purpose.

Advertising partners: The ads appearing on mySkin's portal are delivered by our advertising partners, who may use cookies and clear gifs to help target their ads more effectively. mySkin may share website or portal usage information with mySkin's partners, but not personal information that would allow them to identify you.

Aggregated and non-personal information: mySkin may use any non-personal information mySkin collects on the site for general business analysis and to develop content and new services that may be of interest to you.

Others: mySkin will inform you before your personal information is collected by anyone who is not an authorized service provider or advertising partner so you can make an informed choice as to whether you wish to share this information. mySkin will never provide your email address to a third party without your express permission.

#### 10 Addendum Product Related Terminology

As used in general, the term "blidget" is a blend of blog and widget.

As used in general, the term "blog" refers to a blend of the term web log, which is a type of website or part of a website. Blogs are usually maintained by an individual with regular entries of commentary, descriptions of events, or other material such as graphics or video. Entries are commonly displayed in reverse-chronological order. Blog can also be used as a verb, meaning to maintain or add content to a blog.

As used in computing, the term "web widget" is a software widget for the web. Web widget is a small application that can be installed and executed within a web page by an end user. They are derived from the idea of code reuse. Other terms used to describe web widgets include: portlet, gadget, badge, module, webjit, capsule, snippet, mini and flake. Widgets are typically created in DHTML, JavaScript, or Adobe Flash.

Recommender systems, recommendation systems, recommendation engines, recommendation frameworks, recommendation platforms or simply recommender form or work from a specific type of information filtering system technique that attempts to recommend information items (movies, TV program/show/episode, video on demand, music, books, news, images, web pages, scientific literature such as research papers etc.) that are likely to be of interest to the user.

Typically, a recommender system compares a user profile to some reference characteristics, and seeks to predict the 'rating' that a user would give to an item they had not yet considered. These characteristics may be from the information item (the content-based approach) or the user's social environment (the collaborative filtering approach).

A web search engine is designed to search for information on the World Wide Web and FTP servers. The search results are generally presented in a list of results and are often called hits. The information may consist of web pages, images, information and other types of files. Some search engines also mine data available in databases or open directories. Unlike web directories, which are maintained by human editors, search engines operate algorithmically or are a mixture of algorithmic and human input.

Collaborative filtering (CF) is the process of filtering for information or patterns using techniques involving collaboration among multiple agents, viewpoints, data sources, etc. Applications of collaborative filtering typically involve very large data sets. Collaborative filtering methods have been applied to many different kinds of data including sensing and monitoring data - such as in mineral exploration, environmental sensing over large areas or multiple sensors; financial data - such as financial service institutions that integrate many financial sources; or in electronic commerce and web 2.0 applications where the focus is on user data, etc. The remainder of this discussion focuses on collaborative filtering for user data, although some of the methods and approaches may apply to the other major applications as well.

Collaborative Search Engines

Types of Approaches to Recommendations

Personalized Recommendation – Recommend things based on the individual's past behavior;

Social Recommendation – Recommend things based on the past behavior of similar users;

Item Recommendation – Recommend things based on the item itself; and Hybrid Recommendation – A combination of the three approaches above.

11 Downloadable or Retrievable Applications & Widgets Backed by mySkin™ mySkin™ Blog Channel Web Widget (or Mobile Widget or Blidget) Blidget

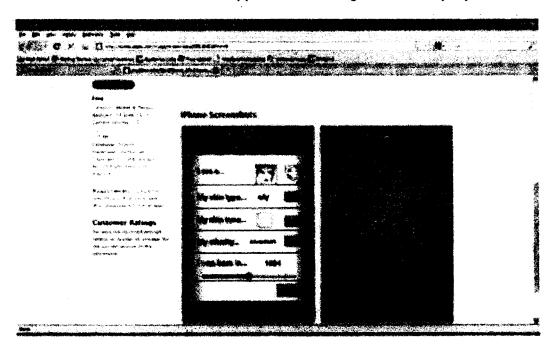


Copy and paste the HTML below to include blidget on your webpage:

<div id="blidgetparent"></div>
<script
type="text/javascript"
src="http://www.myskin.com
/Scripts/blidget\_iframe.js">
</script>

SCREENSHOT OF mySkin™ ONLINE (OR WEB-BASED) SKIN PROFILING AND SKINCARE RECOMMENDATION SEARCH ENGINE WEB WIDGET (OR MOBILE WIDGET OR BLIDGET) FACILITATING USERS TO ACCESS AND RECEIVE UP-TO-DATE POSTS FROM ALL FAVORITE BLOGS IN mySkin™ BLOG CHANNEL

## 12 Downloadable or Retrievable Applications & Widgets Backed by mySkin™

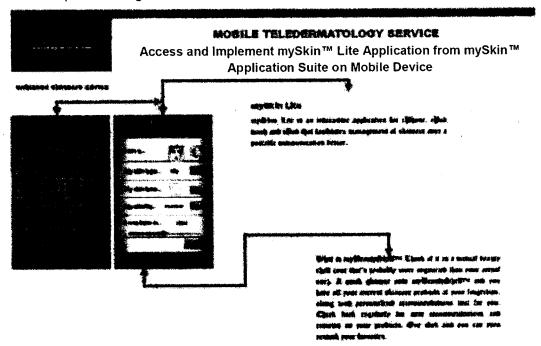


## Description

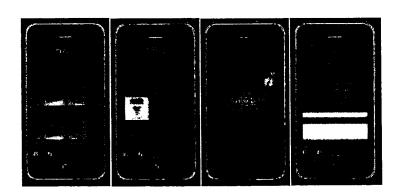
Scientific skincare profiling and unbiased skincare product advice on what skin care products work best for you based on your Skin Profile backed by real people's experiences.

Get FREE skincare profiling and skincare recommendations for what (i.e. recommended skincare products) would work for your skin based on your skin profile from over

150,000 skincare products across all brands and retailers. The skincare profiling and skincare product recommendation engine, called **mySkin™**, is powered by patent pending technology developed by leading dermatologists, plastic surgeons and cosmetic pharmacologists.



PAGE EXCERPTED (OR CAPTURED) FROM mySkin™ Lite APPLICATION OF mySkin™ APPLICATION SUITE



# SNAPSHOTS EXCERPTED (OR CAPTURED) FROM mySkin™ Lite APPLICATION OF mySkin™ APPLICATION SUITE

13 Downloadable or Retrievable Applications & Widgets Backed by mySkin™

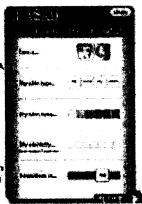
mySkin.com Announces Beauty4Me: An Interactive Facebook Application

Beauty-title is an interactive Facebook application from the innovation rooms of mySkin.com. The app empowers a stringer shopper to make an advocated decision on what products to use, by providing personalized advice.

Jersey City, NJ (PRIMES) April 6, 2016 — Just in time for spring, psychiatory emindences the release of its interactive skinoare Escabook emission, Beauty-Me.

Consumers today have hundreds of thousands of shincare products to choose from, yet they don't know which ones actually work for their skin. A Facebook-based personalized, unbiased, and solentific skincare adviser can assist them in easiling product choices based on their individual skin profile. This case in decision-making suppowers them to be smart, confident shoppers, ultimately achieving great tooking skin.

With the 'Beauty4hle' app, the user answers a few questions about his/ her skin, then uses an intersedire point bresh to highlight his/ her tace on the screen with skin acrossms. The app addresses skin concerns such as aone, dark circles, dryness, fave lines, ciliness, and redness. On feeding in this dark the man sees the products that would work least for his/ her skin concern and profile.



The product recommendations vio this app are powered by scientific algorithms that analyze one's skin profile on multiple parameters the genetics, age, ethnicity, skin tone, and illestyle. More importantly, the algorithms use a parent-pending mellipodology colled 'Just Like Me'' which takes into account product experiences and outcomes of real people with similar skin profiles.

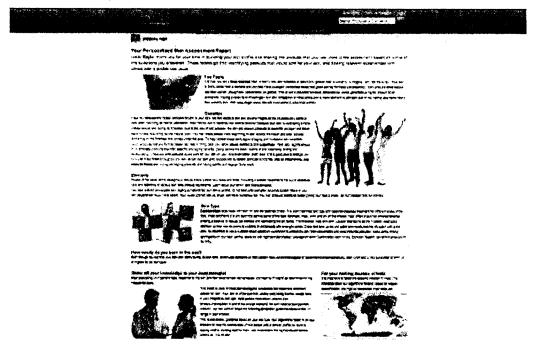
The skinoare advice app is available at <u>juint/hiere inchest contens/application.elso?1949789981</u>. To get a full personalized akinoare recommendation experience go to <u>very myskin.com</u> and use invite code 'Beautiful'.

PAGE EXCERPTED ROOM Bee SydMe Interactive Facebook Application Advertisement BROCHURE

14 Downloadable Personalized Skin Assessment Report Backed by mySkin™

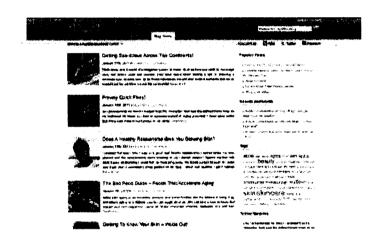
mySkin™ - Output of Skin Profiling, Categorization and Analysis - Skin

Assessment Report

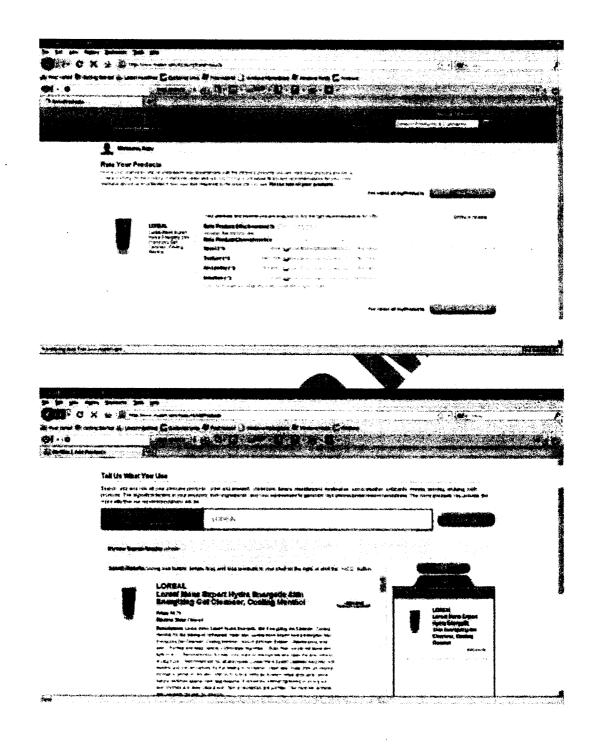


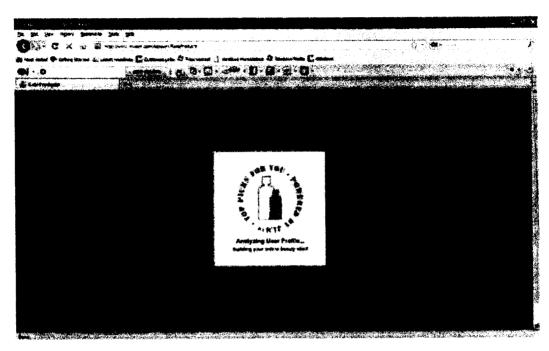
SCREENSHOT SHOWS DOWNLOADABLE PERSONALIZED SKIN ASSESSMENT REPORT DELIVERABLE GENERATED SUBSEQUENT TO PERFORMANCE OF SKIN PROFILING, CATEGORIZATION AND ANALYSIS, USING MYSKIN™, FOR, inter alia, MANAGING USER SKIN PROFILES, TRANSMITTING, DISTRIBUTING, DISSEMINATING, RECEIVING, AND DISPLAYING MEDICAL IMAGES AND MEDICAL DOCUMENTS OVER LOCAL AREA NETWORKS, WIDE AREA

# NETWORKS, AND GLOBAL COMPUTER NETWORKS ORGANIZING AND VIEWING DIGITAL IMAGES AND PHOTOGRAPHS



SCREENSHOT SHOWS THE mySkin™ BLOG BACKED BY mySkin™ HOSTED ON THE PORTAL





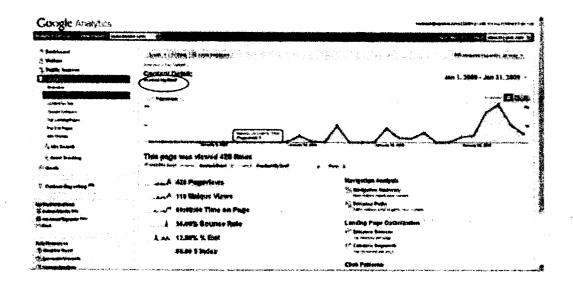
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Just Like Me (or JLM)™ IS BACKED BY mySkin™ THAT PERFORMS SKINCARE PROFILING, CATEGORIZATION OF SKIN PROFILES, ASSESMENT OF SKIN PROILE AND SKINCARE PRODUCT RECOMMENDATION BASED ON SKIN PROFILES

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SCREENSHOT SHOWS A WEB-BASED GUI FORM FACILITATING NEW USERS TO

JOIN mySkin™ BLOG CHANNEL BACKED BY mySkin™



# Dashboard

## Jul 28, 2009 - Jul 28, 2009 Comparing to: Jul 27, 2009 - Jul 27, 2009

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Jul 28, 2009 - Jul 28, 2009 Comparing to: Jul 27, 2009 - Jul 27, 2006

\* Physiciae Vindege \* 2 Hebert

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## 152 people visited this atte

222 Vots

Property 226 - > 1 (9)

152 Absolute Unique Visitors

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1,384 Pagenteurs

Marchage & Birl (S. MER)

6.23 Average Pagenteurs

Properties # 58-72 59%

. 00:07:25 Time on Sale

Programme WEST SE : No. 1276.

55.41% Hounce Rate

PRINCES 54 67% 1 25%

- 51,36% New Viets

Principle 485998 + 7.4750

## **Technical Profile**

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Frefor					
Jul 28, 2009 - Jul 28, 2000	89	40,09%	Jul 28, 2009 - Jul 28, 2009	129	56.13%
Jul 27, 2009 - Jul 27, 2009	74	32.89%	Jul 27, 2009 - Jul 27, 2009	125	55.56%
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Jul 28, 2009 - Jul 28, 2008	84	37.84%	Jul 28, 2009 - Jul 28, 2009	30	17.57%
Jul 27, 2009 - Jul 27, 2009	92	40.89%	Jul 27, 2009 - Jul 27, 2008	33	14,67%
% Change	-8.70%	-7.45%	% Change	18.16%	19.75%

Google Analytics

4

Safari			Unknown		
Jul 28, 2009 - Jul 28, 2009	17	7.6654	Jul 28, 2006 - Jul 26, 2009	30	13.51%
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# All traffic sources sent a total of 222 visits

- 87.39% Direct Traffic
  - Property MERCES IN NO.
- 4,50% Reluxeng Silve

Principle C New Color States

- 8.11% Search Engines

PROMOTE FEB. (19. 17.5)



# Ofest Traffic 194 00 (87 30%) # Search Engines 16 00 (8.1%) # Platening Shes 10 00 (4.50%)

## Top Traffic Sources

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Jul 27, 2009 - Jul 27, 2009	198	88.00%	Jul 27, 2009 - Jul 27, 2009	3	21,43%
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Jul 27, 2008 - Jul 27, 2009	11	4.89%	Jul 27, 2009 - Jul 27, 2009	8	57.14%
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Jul 27, 2009 - Jul 27, 2009	4	1.78%	Jul 27, 2008 - Jul 27, 2008	0	0.00%
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Jul 25, 2006 - Jul 28, 2009	2	0.90%	Jul 28, 2009 - Jul 28, 2009	1	5.56%
Jul 27, 2006 - Jul 27, 2009	2	0.89%	Jul 27, 2009 - Jul 27, 2009	2	14.29%
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V/s4b

# 222 visits came from 37 countries/territories

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# Pages on this site were viewed a total of 1,384 times

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667 Unique Views

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# **Top Content**

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# Referring sites sent 10 visits via 11 sources

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### **Overall Description**

mySKin's portal's, mySkin™ offers consumers the ability to search, learn, share, track and shop for skincare products. Specifically, the mySkin™ offers consumers the ability to learn what products would work for their specific skin profile from a product database of over 150,000 skincare products. The portal is powered by the proprietary and patent-pending mySkin™ and JLM® algorithms. The algorithms process information that users provide on their genetics, diet, lifestyle, location and personal preferences to develop a skin profile. The users experience with their existing products is also requested, which is then mapped across product component ingredients. Experiences of people with similar skin profiles are factored in to provide personalized recommendation on what products may help users achieve various goals like acne treatment, wrinkle reduction, anti-aging, sun protection, cellulite, etc.

mySkin remains unbiased by not taking any advertising from skincare manufacturers. It does not push or endorse any product, and only scientifically serves recommendations on what could be most effective for the user's skin profile. The site also enables consumers to learn which retailers carry that product to have the convenience of online purchase.

The site has a community where users can read beauty blogs, ask questions, interact with other members on skincare issues, and gain access to specials and discounts.

The portal is powered by mySkin's mySkin™ online (or web-based) skincare profiling and skincare product recommendation search engine, which performs skincare profiling, categorization based on skin profiles, assessment of skin and recommends skin care products, services, solutions and regimens.

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# **EXHIBIT D**



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Products, Concerns, Skin info..

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Skin assessment

and meet your SkinTwins

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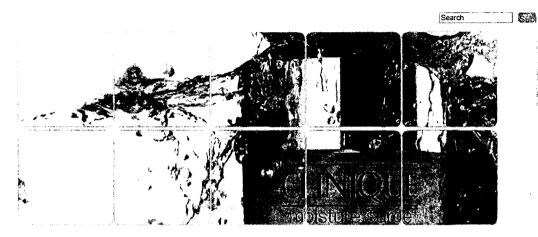
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Youth Surge Night Age Decelerating Night Moisturizer

US\$49.50 Skin Types: 1 - Very Dry to Drv \*,\*.\*,\*.\* (63 reviews) Shop Now



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Even Better Skin Tone Correcting Moisturizer SPF 20

US\$44,50 Skin Types: Ali Concern: Uneven Skin 考察表示 (147 reviews) Shop Now



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Dramatically Different Moisturizing Lotion

US\$23.50 Skin Types: 1 - Very Dry to Dry, 2 - Dry Combination ★ 未 ★ ★ (406 reviews) Shop Now



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Skin Types: All Concern: De-Aging 未有意文 (136 reviews) Shop Now



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Cream US\$49.50 Skin Types: 2 - Dry Combination Concern: De-Aging 有成有方式 (125 reviews) Shop Now



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Intensive Cream US\$49.50

Skin Types: 1 - Very Dry to Dry, 2 - Dry Combination Concern: De-Aging 清清清末 (52 reviews) Shop Now



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# KEY EXECUTIVES

Mr. William P. Lauder Age: 50 Mr. Jim Nevins Senior Vice President and Global Creative Director

Mr. Giovanni Russo Creative Director

Senior Vice President of Global Marketing -Clinique Ms. Jane Lauder

Compensation as of Fiscal Year 2011.

# Capital IO A Purrescrip

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February 05, 2012 2:20 PM ET

**Business-to-Business Marketing Small Business Marketing** Interactive Marketing **Marketing Strategy** Web 2.0 Marketing

# STOCK AUSTES

Go Company Lookup

# COMPANY OVERVIEW

mascaras, eye shadow, eye liners, brows, lipsticks, lip Clinique Laboratories, LLC manufactures and markets as well as sun protection products and self tanners. In gloss, lip liners, brush collections, and sets and gifts, addition, the company offers three-step system, skin products. It also provides makeup products, such as foundation, powder, concealers, blushes, bronzers, removers, exfoliators and masks, and uneven skin toners, as well as eye and lip care, hand and body care, de-aging, acne, redness, pore, and duliness company offers cleansers, moisturizers, makeup skin care, makeup, and fragrance products. The care, shave, and grooming products for men. It provides its products through s...

Detailed Description

New York, NY 10153 767 Fifth Avenue

Phone: 212-572-3800 www.clinique.com

United States

Founded in 1968

# KEY DEVELOPMENTS FOR CLINIQUE LABORATORIES, LLC

2<sup>3</sup> 21

# Clinique to Introduce Digital Technologies At Points of Sale

becomes the first cosmetics brand to use the Apple iPad1 in-store as part of a self-guided skin care diagnostic Clinique announced it is introducing new digital technologies at various points of sale. The company noted it tool being rolled out this month at select counters. Using software exclusive to Clinique on the Apple iPad at using a 90-second computer-guided skin care analysis. The diagnostic tool processes product combinations Clinique counters, consumers identify their skin care concerns and receive personalized recommendations that match consumer's personal needs.

# Clinique Unveils New Apple iPad Skin Diagnostic

exclusive to Clinique on the Apple iPad(R) at Clinique counters, consumers identify their skin care concerns and tool processes over 180,000 product combinations that precisely match each consumer's personal needs. At the Clinique unveiled new Apple iPad(R) skin diagnostic, rolling out at Clinique counters nationwide. Using software shoppers can easily add their favorite products to a virtual browsing basket. The user-friendly application allows choose, shoppers can socialize the experience by sharing the virtual browsing basket directly to their Facebook Bloomingdale's store at 59(th) Street in New York City. The new digital interface is perfect for groups browsing shoppers to print out a barcode and present it at the nearby express service counter for quick checkout. If they wall for all of their friends to see. An email sharing option is also available to ensure that consumers can easily receive personalized recommendations using a 90-second computer-guided skin care analysis. The diagnostic Clinique Smart Bar(TM). After accessing product information, Clinique.com's user reviews and how-to videos, recommendations. Clinique also introduced new technologies for 2011: Clinique Smart Bar(TM) powered by immersive, collaborative and fun shopping experience by placing specially tagged Clinique products on the Microsoft Surface(R)(2). The Clinique Smart Bar(TM), an oversized touch screen counter that can detect together or for the busy shopper who wants to pick up products and go. Consumers are introduced to an end of the intuitive analysis, consumers receive a printout or email with a list of their custom-fit product objects and gestures using the embedded Microsoft Surface(R) unit, is being installed this month at access their product selections.

SIMILAR PRIVATE COMPANIES BY INDUSTRY	IES BY	RECENT PRIVATE COMPANIES TRANSACTIONS
Company Name	Region	Type
Trio Child, Inc.	United States	Date Mo transactions available in the cost of
Delta Brands Inc.	United States	No indipactions avaitable in the past
Maybom USA, Inc.	United States	
Care, Inc.	United States	
My Little Star Baby Products, Inc.	United States	
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No transactions available in the past 12 months.

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Clinique Cosmetics

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www.nordstrom.com

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Chrique Introduces New Pad App to Diagnose Your Skin Care Needs - StyleList

Clinique Introduces New iPad App to Diagnose To Detoruh Dumham (Subscribe to Deboruh Dumhami's pours) Poppin Feb 28th 2011 at 3:30PM Your Skin Care Needs

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Here's how it works:

- Take the 90-second computer-guided ekin care test and answer questions about your specific skin type and concerns. - Step up to the Clinique counter at your favorite department store and connect to their Apple !Pad.

- Get personsitzed recommendations from over 180,000 possible product combinations to match your needs. - Receive a personalized printout or email with a fist of recommended cosmetic and skincare products.

Know what else is important for your skin? Loving It! Find out more here, If you by Chrique's new IPad technology, let us know what you think!

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yauriphdiva, 2-28-2011, 1:05AM

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**TALIKA Skintelligence Balancing** Lotion - All Skin

Overall Rating:

Sign Up to see what your friends like

**Product Details** 

Reviews (0)

Description

Have an opinion of TALIKA Skintelligence Balancing Lotion - All Skin ? Write

ingredients

Ingredients Agua (Water), Dehydroacetic Acid.Benzyl Alcohol, Coceth-7/PPG-1-PEG-9, Lauryl Glycol Ether/PEG-40 Hydrogenated Castor Oli. Potassium Sorbale Glycerin, Sodium Benzoae, Butylene Glycol, Clirus Grandis (Grapefruit Seed Extract), Thermus Thermophilus Ferment, Parlum (Fragrance). Allantoin, PanthenouPropylene Glycol, Glutamylamidoetyl Indole, Bisabolol, Citric Acid, Tetrasodium EDTA, Sodium Hyakıronale, Phenoxyethanol, Sorbic Add.

Specifications

Product Type: Toner Product Format: Lotion Routine Step: Tone Product Function: Oil Control

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Sign-up is FREE and anyone can join!	
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Email Address	
Create password At least 5 Characters	
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Uneven Tone Sensitive Skin Rosscea Radness Duli Skin Dark Circles Clogged Pores

Enlarged Pores Melasma Stretch Marki Spider Vetns (tchiness Puffiness

Scare

Eczama

Paorinais

Routine Steps Tone Moisturize Treat Extoliate Tan Shave

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applications

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**TALIKA Skintelligence Balancing** Lotion - All Skin Types1 ea

Overall Rating: Price: \$25.00

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Product Details

Description

Talika - Skintelligence Balancing Lotion - All Skin Types Hue: Clear Look 5 years younger in 6 months with this new daily intelligent approach to looking younger. This for all-skin-types, facial toner reinforces the skins defense system by protecting and restoring its nerve endings. This product develops the skin's innate ability to adapt to external and internal wear, depending on the type and intensity of stress

Ingredients

Thermus Thermophilus

Specifications Product Type: Toner Product Format: Lotion Routine Step: Yone

Product Function: Oil Control, Anti-Aging, Protection

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tells you if this is the perfe	sientific algorithm enelyzes your skin profile and let product for you. Take Advantage of a ntary membership and join the ultimate ource.
Sign-up is FREE ar	nd anyone can join!
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PRODUCT FORMAT

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BORT BY: @ RATING O PRICE O BRAND

TALIKA Skintelligence Clever Cleanser - Dry to Normal Skin (3.4 ft oz.)

Price: \$25.00 Routine Step: Clear Overall Rating:

Skintelligence Dally Neuroactivator - Dry to Normal Skin (1 fl oz.) Price: \$45.00

Overall Rating:

TALIKA Skintelligence Daliv Combination 1 fl oz.... Routine Sten: Moisturize

TALIKA Skintelligence Clever Cleanser -Dry to Normal Skin 3.4 fl oz. Price: \$25.00 rtine Step: Cloanse Overall Rating:

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# CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing OPPOSER'S FIRST SET OF REQUEST FOR ADMISSIONS was served upon Applicant by First Class Mail, postage prepaid, this 6th day of February, 2012:

Rajiv Ranjan
Director – IPR, MySkin, Inc.

MySkin Inc.
123 Town Square Place, Suite #324
Jersey City, NJ 07310

Amanda

# **Opposition. No. 91200084**

Lifetech Resources, LLC vs. MySkin, Inc.

USPTO File History of U.S. Reg. No. 1,783,801 (SKINTELLIGENCE), Including Assignment Information

Int. Cl.: 3

Prior U.S. Cls.: 51 and 52

United States Patent and Trademark Office Reg. No. 1,783,801
Registered July 27, 1993

# TRADEMARK PRINCIPAL REGISTER

### **SKINTELLIGENCE**

CARIERI, RICHARD A. (UNITED STATES CIT-IZEN) 21822 LASSEN STREET, SUITE "L" CHATSWORTH, CA 91311

FOR: COSMETICS; NAMELY, SKIN CLEANSER PREPARATIONS, SKIN FRESHENER PREPARATIONS, SKIN MOISTURIZER, TONING LOTION, EMOLLIENT CREAM, TONING MASK, SHAVING CLEANSER PREPARA-

TIONS, EYE TONING GEL, FACE MAKEUP BODY SHAMPOO, HAIR SHAMPOO, HAIR CONDITIONER, IN CLASS 3 (U.S. CLS. 51 AND 52).

FIRST USE 5-19-1990; IN COMMERCE 5-19-1990.

SER. NO. 74-341,429, FILED 12-21-1992.

JEFFREY SMITH, EXAMINING ATTORNEY



# **United States Patent and Trademark Office**





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Your assignment has been received by the USPTO. The coversheet of the assignment is displayed below:

# TRADEMARK ASSIGNMENT

Electronic Version v1.1 Stylesheet Version v1.1

SUBMISSION TYPE: NEW ASSIGNMENT

NATURE OF CONVEYANCE: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Richard A Carieri		11/09/2009	INDIVIDUAL: UNITED STATES

### RECEIVING PARTY DATA

Name:	Lifetech Resources, LLC
Street Address:	9540 Cozycroft Avenue
City:	Chatsworth
State/Country:	CALIFORNIA
Postal Code:	91311
Entity Type:	LIMITED LIABILITY COMPANY: CALIFORNIA

### PROPERTY NUMBERS Total: 1

Property Type	Number	Word Mark
Registration Number:	1783801	SKINTELLIGENCE

### CORRESPONDENCE DATA

Fax Number:

(612)332-9081

Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

Email:

dmattessich@merchantgould.com

Correspondent Name: Danielle I. Mattessich Address Line 1: 80 S. 8th Street, Suite 3200 Address Line 2: Merchant & Gould P.C. Address Line 4: Minneapolis, MINNESOTA 55402 ATTORNEY DOCKET 16284.3USLB **NUMBER:** NAME OF SUBMITTER: Danielle I. Mattessich /daniellemattessich/ Signature: Date: 03/12/2010 Total Attachments: 2 source=Skintelligence - Trademark Assignment#page1.tif source=Skintelligence - Trademark Assignment#page2.tif RECEIPT INFORMATION ETAS ID: TM166969 Receipt Date: 03/12/2010 Fee Amount: \$40

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# TRADEMARK ASSIGNMENT

WHEREAS, Richard A. Carieri, a U.S. citizen (hereinafter "Assignor"), of 9540 Cozycroft Avenue in Chatsworth, California 91311 is the record owner of the "intellectual property" listed in Appendix A.

WHEREAS, Lifetech Resources LLC, a limited liability company organized under the laws of California (hereinafter "Assignee"), having a principal place of business at 9540 Cozycroft Avenue in Chatsworth, California 91311, is desirous of acquiring all right, title and interest in and to said intellectual property listed in Appendix A;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, said assignor has sold, assigned and transferred, and by these presents does hereby sell, assign and transfer unto the said assignee, its successors or assigns, the entire right, title and interest in and to said intellectual property, together with the goodwill and other incidents of its business associated with or symbolized by said trademark effective on the date of the execution of this Agreement.

Richard A. Carieri,

Date: 11/9/09

Rul abarin Signature

# APPENDIX A

Mark	Reg. No.	Class & Goods	<u>Status</u>	Country
SKINTELLIGENCE	1783801	003 – Cosmetics; namely, skin cleanser preparations, skin freshener preparations, skin moisturizer, toning lotion, emollient cream, toning mask, shaving cleanser preparations, eye toning gel, face makeup body shampoo, hair shampoo, hair conditioner.	Registered on July 27, 1993 Next renewal due on July 27, 2013	U.S.A.

### **Typed Drawing**

**Word Mark** 

**SKINTELLIGENCE** 

Goods and Services

IC 003. US 051 052. G & S: cosmetics; namely, skin cleanser preparations, skin freshener preparations, skin moisturizer, toning lotion, emollient cream, toning mask, shaving cleanser preparations, eye toning gel, face makeup body shampoo, hair shampoo, hair conditioner. FIRST USE: 19900519. FIRST USE IN COMMERCE: 19900519

**Mark Drawing** 

Code

(1) TYPED DRAWING

Serial Number 74341429 **Filing Date** 

December 21, 1992

**Current Filing** 

**Basis** 

**Original Filing** 

**Basis** 

1A

**Published for** Opposition

May 4, 1993

Registration Number

1783801

Registration

Date

July 27, 1993

Owner

(REGISTRANT) CARIERI, RICHARD A. INDIVIDUAL UNITED STATES 9540 COZYCROFT

**AVENUE CHATSWORTH CALIFORNIA 91311** 

Attorney of

Record

RICHARD J. WARD, JR.

Type of Mark

**TRADEMARK** 

Register

**PRINCIPAL** 

**Affidavit Text** 

SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20030730.

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# **Trademark Assignment Abstract of Title**

**Total Assignments: 1** 

Serial #: 74341429

Filing Dt: 12/21/1992

Reg #: 1783801

Reg. Dt: 07/27/1993

Registrant: CARIERI, RICHARD A.

Mark: SKINTELLIGENCE

**Assignment: 1** 

Reel/Frame: 4166/0469

Received: 03/12/2010

Recorded: 03/12/2010

Pages: 4

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: CARIERI, RICHARD A

Exec Dt: 11/09/2009

Entity Type: INDIVIDUAL Citizenship: UNITED STATES

Assignee: LIFETECH RESOURCES, LLC

9540 COZYCROFT AVENUE

CHATSWORTH, CALIFORNIA 91311

Entity Type: LIMITED LIABILITY COMPANY

Citizenship: CALIFORNIA

Correspondent: DANIELLE I. MATTESSICH

80 S. 8TH STREET, SUITE 3200 MERCHANT & GOULD P.C. MINNEAPOLIS, MN 55402

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UNITED STATES DEPARTMENT OF COMMERCE Patent and Trad rk Office ASSISTANT COMMISSIONER FOR TRADEMARKS 2900 Crystal Drive Arlington, VA 22202-3513

REGISTRATION NO. 1783801

SERIAL NO. 74/341429

PAPER NO.

MAILING DATE: Sep 14, 1999

MARK: SKINTELLIGENCE

REGISTRANT: CARIERI, RICHARD A.

CORRESPONDENCE ADDRESS: GRANT T LANGTON CHRISTIE PARKER & HALE LLP PO BOX 7068 PASADENA CA 91109-7068

**TMPRU** 

Please furnish the following in all correspondence:

Your phone number and ZIP Code.
 Mailing date of this action.
 Affidavit-Renewal Examiner's name.
 Mark all correspondence to the attention of "PRU" using the above address.

address.
5. Registration No.

RECEIPT IS ACKNOWLEDGED OF THE SUBMITTED REQUEST UNDER:

SECTION 8 OF THE TRADEMARK STATUTE AND 37 CFR SECS. 2.161-2.166.

SECTION 15 OF THE TRADEMARK STATUTE AND 37 CFR SECS. 2.167-2.168.

YOUR REQUEST FULFILLS THE STATUTORY REQUIREMENTS AND HAS BEEN ACCEPTED.

CATHERINE R HILL AFFIDAVIT-RENEWAL EXAMINER TRADEMARK EXAMINING OPERATION (703) 308-9500 EXT. 136

03-08-1999

U.S. Patent & TMOfc/TM Mail Rept Dt. #22

TRADEMARK
Docket No. 34183/GTL/L328

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#### COMBINED DECLARATION UNDER SECTIONS 8 AND 15 OF THE TRADEMARK ACT OF 1946

Mark

SKINTELLIGENCE

Registration No. :

1,783,801

Registered

July 27, 1993

Class(es)

3

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 on:

Date of Deposit: March 3, 199

#### ASSISTANT COMMISSIONER FOR TRADEMARKS:

I, the undersigned, an individual registrant, residing at 21642 Marilla Street, Chatsworth, California 91311 declare that I own the above-identified registration, as shown by records in the U.S. Patent and Trademark Office; that the mark shown therein has been in continuous use in interstate commerce for at least five consecutive years from the date of the registration to the present on or in connection with goods identified in the registration as follows: COSMETICS; NAMELY, SKIN CLEANSER PREPARATIONS, SKIN FRESHENER PREPARATIONS, SKIN MOISTURIZER, TONING LOTION, EMOLLIENT CREAM, TONING MASK, SHAVING CLEANSER PREPARATIONS, EYE TONING GEL, FACE MAKEUP BODY SHAMPOO, HAIR SHAMPOO, HAIR CONDITIONER; that said mark is still in use in interstate commerce as evidenced by the attached specimen showing the mark as currently used; that there has been no final decision adverse to registrant's claim of ownership of said mark for such goods, or to its right to register the same or maintain it on the register; and that there is no proceeding involving any of said rights pending and not disposed of either in the Patent and Trademark Office or in the courts.

#### POWER OF ATTORNEY

Applicant hereby appoints the following members of the Bar and attorneys of the law firm Christie, Parker & Hale, LLP, with full power of substitution and revocation, to transact all business in the Patent and Trademark Office in connection with this Registration:

R. W. Johnston

Theodore A. Pianko

Daniel M. Cavanagh

D. Bruce Prout

Edward R. Schwartz

Gary J. Nelson

Hayden A. Carney

John D. Carpenter

Kathleen M. Olster

03/22/1999 JHARLEY 00000016 1783801

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-1-

#### Docket No. 34183/GTL/L328

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Josephine Lim Monte M. F. Cooper Joel A. Kauth Albert J. Harnois Patrick Y. Ikehara Mark Garscia Peter J. Reitan Raymond R. Tabandeh Phuong-Quan Hoang

The authority under this Power of Attorney of each person named above shall automatically terminate and be revoked upon such person ceasing to be a member or associate of or of counsel to that law firm.

Please address all correspondence to CHRISTIE, PARKER & HALE, LLP, Post Office Box 7068, Pasadena, CA 91109-7068.

#### **DECLARATION**

I, the undersigned, declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the aforesaid registration.

Date Feb. 25, 1999

Richard A Carier

GTL/mac MAC PAS173626.1-\*-2/23/99 3:52 pm



#### 03-08-1999

U.S. Patent & TMOfc/TM Mall Ropt Dt. #22

TRADEMARK Docket No. 34183/GTL/L328

March 3, 1999

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE DECLARATION OF CONTINUED USE TRANSMITTAL

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 on March 3, 1999.

Signature

· Box POST REG FEE

Assistant Commissioner for Trademarks

2900 Crystal Drive

Arlington, Virginia 22202-3513

Commissioner:

Enclosed for filing are:

1. A Sections 8 and 15 Combined Declaration of Continued Use (including power of attorney) for the following registration:

Mark

SKINTELLIGENCE

Registration No.:

1,783,801

Registered

July 27, 1993

Class(es)

3

Registrant

Richard A. Carieri

- 2. One specimen of the mark as used for each class.
- 3. Our check for the statutory fee of \$200.

Any deficiency in or overpayment of fees for this transaction should be charged or credited to Deposit Account No. 03-1728. Please show our docket number with any Deposit Account transaction. A copy of this letter is enclosed.

Please address all correspondence to CHRISTIE, PARKER & HALE, LLP, P.O. Box 7068, Pasadena, CA 91109-7068.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

Grant T. Langton

626/795-9900

GTL/mac MAC PAS174738.1-\*-3/3/99 9:00 am . Christie, Parker & Hale, ilp Lawyers
Post Office Box 7068
Pasadena, California 91.109-7068

> Docket No.: 34183/GTL/L328 Mark : SKINTELLIGENCE
> Reg. No. : 1,783,801
> Class(es) : 3
> Applicant : Richard A. Carieri

Specimens: 1





# UNITED STATES PARTMENT OF COMMERCE Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

APR. 2, 1993

#### NOTICE OF PUBLICATION UNDER 12(a)

1. Serial No.: 74/341,429

2. Mark: SKINTELLIGENCE

3. Applicant: CARIERI, RICHARD A.

4. Publication Date: MAY. 4, 1993

The mark of the application identified appears to be entitled to registration. The mark will, in accordance with Section 12(a) of the Trademark Act of 1946, as amended, be published in the Official Gazette on the date indicated above for the purpose of opposition by any person who believes he will be damaged by the registration of the mark. If no opposition is filled within the time specified by Section 13(a) of the Statute or by rules 2.101 or 2.102 of the Trademark Rules, the Commissioner of Patents and Trademarks may issue a certificate of registration.

Copies of the trademark portion of the Official Gazette containing the publication of the mark may be obtained at \$16.00 each for domestic orders, or at \$20.00 each for foreign orders from:

The Superintendent of Documents U.S. Government Printing Office Washington, D.C. 20402

By direction of the Commissioner.

Anthony O. Cormier 23161 Ventura Boulevard, Suite 102 Woodland Hills, CA 91364

TMP&I



# UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office

PAPER NO.

ADDRESS

COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

The address of all correspondence not containing fee payments should include the words "Box 5."

TRADEMARK INTERVIEW AND AMENDMENT RECORD  EXAMINING ATTORNEY  PERSONAL INTERVIEW  INTERVIEW DATE  AREA CODE  TE	Mailing date of this action.     Examining Attorney's name, and Law Office number.
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TELEPHONE CALL $3/9/93/93/93$	SIEPHONE NUMBER 214-4929
CALL RECORD	
<ol> <li>PRIORITY ACTION: To comply with stated application requirements, Applicant or Applicant's attorney ha mailing date for this case to be given priority as an amended case. If Applicant or Applicant's attorney does no a proper response must still be made within SIX MONTHS from the mailing date in order to avoid ABAND</li> </ol>	ot respond within two months,
2. EXAMINER'S AMENDMENT: In accordance with the authorization granted by the above Applicant or attor amended as indicated below. No response is necessary unless there is an objection to the amendment.	rney, the application has been
The Examining Attorney has searched the Office records and has found no similar registered or pending marks under Trademark Act Section 2(d), 15 U.S.C. Section 1052 (d) (1986).	which would bar registration
4) The wording "shaving cleanser" is amer	ded to
If read "shaving cleanser preparations"	
by the wording "hair condition" is an	mended to
read "hair conditioner"	
EXAMINING ATTIONNEY SIGNATURE OF THE LAW OFFICE	(703) 308-9112
NAME JEHRY MITH	PHONE EXT 233
FORM PTO-1398 (REV. 9-89)  U.S. DEPARTMENT OF COM	AMERCE-Patent and Trademark Office



# UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office

74/341429 CARIERI, RICHARD A.	
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23161 Ventura Boulevard, Suite 102	ning fee payments thide the words "Box 5."
woodland Hills, CA 91364   MAILING DATE   03/10/93	
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3. Examin	date of this action. ing Attorney's name office number.
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Jeffrey A. Smith   authory O. Cormier &	PPLICANT ITORNEY
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<ol> <li>PRIORITY ACTION: To comply with stated application requirements, Applicant or Applicant's attorney has two me mailing date for this case to be given priority as an amended case. If Applicant or Applicant's attorney does not respons a proper response must still be made within SIX MONTHS from the mailing date in order to avoid ABANDONMEN</li> </ol>	d within two months
2. EXAMINER'S AMENDMENT: In accordance with the authorization granted by the above Applicant or attorney, the amended as indicated below. No response is necessary unless there is an objection to the amendment.	
The Examining Attorney has searched the Office records and has found no similar registered or pending marks which wunder Trademark Act Section 2(d), 15 U.S.C. Section 1052 (d) (1986).	ould bar registration
The applicant is a citizen of the United State	•
The wording "skin cleanser" is amended to ".	skin
cleanser preparations"	
the wording "skin freshener" is amended to "skin fre	shener
preparations"	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
Marin Smith	20-9117
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NAME	CKT 233
FORM PTO-1398 (REV. 9-89)  U.S. DEPARTMENT OF COMMERCE-Pa	tent and Trademark Office

\*\*\*\*\* USER 10 iS ex190497 \*\*\*\*\* # DISPLAYED SEARCH
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[ ] No fee was submitted.

An insufficient fee was submitted.

[ ] An unsigned check was submitted.

8. [ ] SIGNATURE - The application is unsigned. Rule 2.21(a)(6).

Correspondence and Mail Division 703-308-2024

703-308-302

# Rule 2.21 - Requirements for receiving a filing date.

- (a) Materials submitted as an application for registration a filing date as an application until all of the following elements are received:
  - (2) A name and address to which communications can be directed;
  - (3) A drawing of the mark sought to be registered substantially meeting all the requirem sof section 2.52;

(4) An identification of goods or services;

- (5) A basis for filling; .
  - (i) A date of first use of the mark in commerce, and at least one specimen or facsimile of the mark as used, in application under
  - (ii) A claim of a bona fide intention to use the mark in commerce and a certification or certified copy of the foreign registration on which the application is based in an application under section 44(e) of the Act, or
  - (iii) A claim of a bona fide intention to use the mark in commerce and claim of the benefit of a prior foreign application filed in
- (iv) A claim of a bona fide intention to use the mark in commerce in an application under section 1 (b) of the Act;
- (6) A Verification or declaration in accordance with section 2.33(b) signed by the applicant;
- (7) The required filing fee for at least one class of goods or services. Compliance with one or more the rules relating to the elements specified above may be required before the application is further processed. (b) The filing date of the application is the date on which all of the elements set forth in paragraph (a) of this section are received in the Patent and Trademark Office.
- (c) If the papers and fee submitted as an application do not satisfy all of the requirements specified in paragraph (a) of this section, the papers will not be considered to constitute an application and will not be given a filing date. The Patent and Trademark Office will return the papers and any fee submitted therewith to the person who submitted the papers. The Office will notify the person to whom the papers are returned of the defect or defects which prevented their being considered to be an application.

#### Rule 2.56 - Specimens.

An application under section 1(a) of the Act, an amendment to allege use under section 2.76, and a statement of use under section 2.88 must each include three specimens of the trademark as used on or in connection with the goods in commerce. The specimens shall be duplicates of the labels, tags, or containers bearing the trademark, or the displays associated with the goods and bearing the trademark, or the displays associated with the goods and bearing the trademark (or if the nature of the goods makes use of such specimens impracticable then on documents associated with the goods or their sale), when made of suitable flat material and of a size not to exceed 8 1/2 inches (21.6 cm.) wide and 11 inches (27.9 cm) long.

## Rule 2.57 - Facsimiles.

- (a) When, due to the mode of applying of affixing the trademark to the goods, or to the manner of using the mark on the goods, or the nature of the mark, specimens as above stated carrier be furnished, three copies of suitable photograph or other acceptable reproduction, not to exceed 8 1/2 inches (21.6 cm.) wide and 11 inches (27.9 cm.) long, and clearly and legibly showing the mark
- (b) A purported in simile which is merely a reproduction of the drawing submitted to comply with section 2.51 will not be considered to be a facsimile depicting the mark as used on or in connection with the goods or in connection with services.

# Ruie 2.58 - Specimens or facsimiles in the case of a service mark.

- (a) In the case of service marks, specimens or facsimiles as specified in sections 2.56 and 2.57, of the mark as used in the sale or advertising of the services shall be furnished unless impossible because of the name of the mark or the manner in which it is used, in which event some other representation acceptable to the Commissioner must be submitted.
- (b) In the case of service marks not used in printed or written form, three audio cassette tape recordings will be accepted.

THE UNITED STATES PATENT AND TRADEMARK OFFICE APPLICATION FOR TRADEMARK REGISTRATION

TRADEMARK/SERVICE-MARK APPLICATION, PRINCIPAL REGISTER, WITH DECLARATION Mark: SKINTELLIGENCE AND DESIGN

International Code:

O THE COMMISSIONER OF PATENTS AND TRADEMARKS:

PLICANT NAME:

RICHARD A. CARIERI Q U.S. CITICA-

APPLICANT BUSINESS ADDRESS:

21822 Lassen Street, Suite "L" Chatsworth, California 91311

GOODS AND/OR SERVICES

COSMETICS, namely skin cleanser, skin freshener, skin moisturizer, toning lotion, emollient toning mask, shaving cleanser, eye toning gen, face make up, body shampoo, hair shampoo, hair

conditioner.

10

The applicant is RICHARD A. CARIERI whose address is 21822 Lassen Street, Suite "L" Chatsworth California 91311

The above-identified applicant has adopted and is using the trademark shown in the accompanying drawing for the following goods: COSMETICS, namely skin cleanser skin freshener preparations moisturizer, toning lotion, emollient cream, toning mask, shaving preparations cleanser, eye toning gel, face makeup body shampoo, hair shampoo, hair condition and requests said mark be registered in the United States Patent and Trademark Office on the Principal Register established by the Act of July 1946.

The trademark was first used on the goods on May 19, 1990,

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was first used on the goods in interstate commerce on May 19, 1990 and that mark is still in use.

The mark is used by applying it to containers for the goods and three specimens showing the mark as actually used are presented herewith.

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#### DECLARATION

The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the above identified mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake or to deceive; and that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

9-14-92 DATE

RICHARD A. CARTERT

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#### APPOINTMENT OF REPRESENTATIVE

Applicant, RICHARD A. CARIERI hereby appoints ANTHONY O. CORMIER, a member of the California State Bar, his attorney to prosecute this application to register, to transact all business in the Patent and Trademark Office in connection therewith, and to receive the Certificate of Registration. Address all correspondence relative thereto to the law firm of ANTHONY O. CORMIER, 23161 VENTURA BOULEVARD, SUITE 102, WOODLAND HILLS, CALIFORNIA 91364 Telephone: (818) 348-5929.

AT CA

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PRIOR US CL.

51,52



PPLICANT

RICHARD A. CARIERI

ADDRESS :

21822 Lassen Street, Suite "L"

Chatsworth, California 91311

December 5, 1990

GOODS OR SERVICES

DATE OF FIRST USE

COSMETICS, namely skin cleanser, skin freshener, skin moisturizer, toning lotion, emollient cream, toning mask, shaving cleanser, eye toning gel, face make up, body shampoo, hair shampoo, hair conditioner

SKINTELLIGENCE

ANTHONY O. CORMIER
Attorney at Law
23161 Ventura Boulevard
Suite 102
Woodland Hills, California 91364

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#### 03-08-1999

U.S. Patent & TMOfc/TM Mail Ropt Dt. #22

TRADEMARK Docket No. 34183/GTL/L328

March 3, 1999

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE DECLARATION OF CONTINUED USE TRANSMITTAL

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 on March 3, 1999.

Signature

Box POST REG FEE

Assistant Commissioner for Trademarks

2900 Crystal Drive

Arlington, Virginia 22202-3513

Commissioner:

Enclosed for filing are:

 A Sections 8 and 15 Combined Declaration of Continued Use (including power of attorney) for the following registration:

Mark

SKINTELLIGENCE

Registration No.:

1,783,801

Registered

July 27, 1993

Class(es)

3

Registrant

Richard A. Carieri

- One specimen of the mark as used for each class.
- 3. Our check for the statutory fee of \$200.

Any deficiency in or overpayment of fees for this transaction should be charged or credited to Deposit Account No. 03-1728. Please show our docket number with any Deposit Account transaction. A copy of this letter is enclosed.

Please address all correspondence to CHRISTIE, PARKER & HALE, LLP, P.O. Box 7068, Pasadena, CA 91109-7068.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By  $\mathcal{L}$ 

Grant T. Langton 626/795-9900

GTL/mac MAC PAS174738.1-\*-3/3/99 9:00 am

AMENDMENT WORK SHEET Date: 3.1143 Ofc: 12 Serial No.: Karon E. Seldon To certify amendments the R&A Clerk should check the "AMENDED" column. The Text Editor should check "ENTERED" after the INSTRUCTIONS: RETAIN IN FILE. amendment has been entered. AMENDED TO: ENTERED SCREEN AMENDED New Drawing: Yes 
No Drawing Code AM Mark: Word MK A w Mark Type: A # Register: Date Reg. Amended: AM Amended To-Register: ★c Assignment or Name Change: PY Applicant: Name

Applicant: Applicant: Applicant PY Entity Type Citizenship/State of Inc. PY e a Composed of Statement: **\* \*** Entity Statement: Doing Business As (DBA) or (AKA) or (TA) Statement: A \* Attorney Name: CD Name Address [ ca Correspondence: Docket No.: 0.8 p # Domestic Representative: c . Certification Statement: CL Date of First Use: Date of First Use in Commerce: @ Goods and Services: International Class: c. et U.S. Class: Use in Another Form: A.F Concurrent Use Statement: AC CH Description of Mark Statement: MM B & Disclaimer. Lining and Stippling Statement: Name/Portrait Description Statement: Translation of Words in Mark Statement: TR Limitation Statement ☐ In Part Section 2(f): Entire Mark TF \*\* Prior U.S. Registrations: Registration Nos.: PR F# Foreign Entry Number: FN \*\* Country of Orgin: Filing Date: Foreign Application Number: Registration Date: Fix Foreign Registration Number: FF Foreign Reg. Exp. Date: Renewal Date: Renewed: Foreign Reg. No.: Renewed: Foreign Reg. Exp. Date: Priority Claimed: Section 44(d): Other:

ctions and text editing guidelines.

All previous versions obsolete. 11/12/92

I certify that all corrections have been entered in accordance

Text Editor

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TRADEMARK APPLICATION SERIAL NO.

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE FEE RECORD SHEET

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PTO-1555 (5/87)

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE COMBINED RENEWAL APPLICATION AND DECLARATION OF USE TRANSMITTAL

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514 on May 12, 2903.

Richard J. Ward, Jr.

Box POST REG FEE Commissioner for Trademarks 2900 Crystal Drive Arlington, Virginia 22202-3514 May 12, 2003

Commissioner:

Enclosed for filing are:

1. A combined renewal application and declaration of use for the following registration:

Mark : SKINTELLIGENCE

Reg. No. : 1,783,801 Registered : July 27, 1993

Class(es) : 3

Registrant: Richard A. Carieri

- 2. One specimen of the mark as used.
- 3. A check for \$500.00 for the filing fee.

Any deficiency in or overpayment of fees for this transaction should be charged or credited to Deposit Account No. 03-1728. Please show our docket number with any Deposit Account transaction. A copy of this letter is enclosed.

## Registration No. 1,783,801

Please address all correspondence to CHRISTIE, PARKER & HALE, LLP, P.O. Box 7068, Pasadena, California 91109-7068.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By Buller

626/795-9900

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# POST REGISTRATION REVIEW WORKSHEET

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SERIAL NO.: 14/341429

# TRADEMARK APPLICATION FILE DATA WORKSHEET

8. IN ANOTHER FORM STATEMENT 9. GOODS/SERVICES	AF CODE IN MARGIN TEXT IN [ ]  GS)NTERNATIONAL CLASS IN MARGIN, TEXT [ ]									
7. IN ANOTHER FORM CODE	1	2	1	2	1	2	1	2	1	2
6. 1ST USE IN COMM DATE	<b>U</b> 5	19 1990								
5. 1ST USE DATE	05	19 1990								
4. PRIOR US CLASS(ES)	051	052								
3. FEE PAID	(Q)	N	Y	N	Υ	N	Y	N	Y	N
2. COLLECTIVE TM or SM	1.7	S	T	S	T	s	7	S·	T	S
1. INTERNATIONAL CLASS	c	203					ļ			

#### **FOREIGN DATA**

1. PRIORITY CLAIMED	Y	N	Y	N	Y	N	Υ.	N	٧	N
2. COUNTRY CODE										
3. FOREIGN APPLICATION	1									
4. FOREIGN FILING DATE					1					
5. FOREIGN REG #	1.		1							
6. FOREIGN REG DATE	<b>-</b>		1							<del></del>
7. FOREIGN EXPIRATION DATE			T							
8. RENEWAL # DATE			<del>                                     </del>							
9. RENEWAL REG DATE #	<del>                                     </del>		1		<b>†</b>					
10. RENEWAL EXPIRATION DATE			†							

#### NOTES TO DATA ENTRY PERSONNEL

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#### TRADEMARK

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Registration No.

1,783,801

Issued

July 27, 1993

Mark

SKINTELLIGENCE

Registrant

Richard A. Carieri

Docket No.

: 34183/RJW/L278

# REQUEST FOR PERMISSION TO WITHDRAW AS ATTORNEYS OF RECORD

Commissioner for Trademarks P.O. Box 1451 Alexandria, VA 22313-1451

Post Office Box 7068 Pasadena, CA 91109-7068 March 3, 2005

#### Commissioner:

The undersigned, for himself and for all other persons appointed by applicant in the Declaration and Power of Attorney in the application for registration of the mark executed on February 25, 1999, hereby applies to withdraw as attorneys of record for the above-identified registration. The undersigned has authority and power to act for said other persons appointed by applicant.

This application to withdraw is based on non payment of billing statements for services rendered with respect to a portfolio of trademarks. Repeated requests for payment have been ignored.

Registrant has been advised in writing of this withdrawal and the withdrawal is two months or more before the end of any future response period.

The undersigned has delivered to registrant all papers and property in the undersigned's file relating to the prosecution or maintenance of all applications and registrations.

Registrant has been notified of all responses that may be due and the deadline for such response.

A copy of this Notice of Withdrawal as Attorneys of Record is being mailed to the registrant. Please address all future correspondence to the registrant, 9540 Cozycroft Avenue, Chatsworth, California 91311-5101 USA.

This request to withdraw is being submitted in triplicate (original plus two copies).

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

Richard J. Ward, Jr.

626/795-9900

03-07-2005

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #72

# Registration No. 1,783,801

Walter G. Maxwell 626/795-9900

Russell R. Palmer, Jr. 626/795-9900

RJW/clb

Enclosures: Application to Withdraw (two copies)

Reciprocal Authorization Re Withdrawal

cc: Lifetech Resources LLC

CLB PAS602238.1-\*-01/10/05 2:56 PM

#### **TRADEMARK**

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Registration No.

: 1,783,801

Issued

: July 27, 1993

Mark

: SKINTELLIGENCE

Registrant

Richard A. Carieri

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Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

Richard J. Ward,

626/795-9900

I hereby certify that this correspondence is being deposited with the U.S. Pottal Service as first class small in an arrestope addressed to: Commissioner for Trademarks, P.O. Ber 1451, Alexadria, VA. 22313-1451 as:

## Registration No. 1,783,801

626/795-9900

Russell R. Palmer, Jr. 626/795-9900

RJW/clb

Application to Withdraw (two copies) Enclosures:

Reciprocal Authorization Re Withdrawal

cc: Lifetech Resources LLC

CLB PAS602238.1-\*-01/10/05 2:56 PM

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Registration No.

: 1,783,801

Issued

: July 27, 1993

Mark

: SKINTELLIGENCE

Registrant

: Richard A. Carieri

Docket No.

: 34183/RJW/L278

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Post Office Box 7068 Pasadena, CA 91109-7068

March 3, 2005

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Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

Richard J. Ward, Jr 626/795-9900

hereby cortify that this correspondence is being deposited with the U.S. Postal Service as first class small in an envelope address for Commissions for Trademarks RO. Res 2465 Almost Live VA

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Arebudy Hardy

By Wathsel Maywell Walter G. Maxwell 626/795-9900

Russell R. Palmer, Jr. 626/795-9900

RJW/clb

Enclosures: Application to Withdraw (two copies)

Reciprocal Authorization Re Withdrawal

cc: Lifetech Resources LLC

CLB PAS602238.1-\*-01/10/05 2:56 PM

Reg. No. 22,994

# THE UNITED STATES PATENT AND TRADEMARK OFFICE

# RECIPROCAL AUTHORIZATION RE WITHDRAWAL OF ATTORNEYS UNDER 37 C.F.R. § 1.36

To facilitate and to enable the undersigned persons (each of whom is or has been associated with the firm Christie, Parker & Hale) to withdraw as attorneys of record in any matter before the Patent and Trademark Office in any patent, design patent or trademark matter in which any of the undersigned persons have been appointed as principal attorneys, each of the undersigned persons hereby authorizes and appoints any three (3) of the undersigned persons as agents and representatives in connection with the withdrawal as attorneys of record in any such matter, and to sign a request for leave to withdraw as attorneys of record in any such matter under 37 CFR § 1.36.

C. Russell Bale Reg. No. 16,299	R. William Jokaston Reg. No. 17,968
Andrew J. Belansky Reg. No. 19,103	H. Roy Spielvan Reg. No. 17/313
D. Bruce Prout Reg. No. 20,958	Edwin L. Hartz Reg. No. 24,166
Heyden A. Catoty Rog. No. 22,653	Richard S. Hard, Jr. Reg. No. 24,187

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LeRoy T. Rahn	Richard D Seibel
Reg. No. 20,356	Richard D. Seibel Reg. No. 22,134
Walter G. Maxwell Reg. No. 25,355	John P. Grinnell Reg. No. 24,001
Leo J. Young Reg. No. 26,066	William P. Christie
David A. Dillard	Reg. No. 29,371
Reg. No. 30,831	Philip J. Anderson Reg. No. 29,887
William G. Lane Reg. No. 24,761	Frederick Gotha Reg. No. 27,693
games A. Henricks Reg. No. 31,168	Carol K. Samek Reg. No. 31,660
Thomas & Valer	Carl tustin
Thomas 3. Daly Reg. how 32,213	Carl Kustin Reg. No. 24,106
John H. May	Felix L. Fischer Reg. No. 31,614

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Marcia A. Devon Reg. No. 31,947	David L. Hoffman V Reg. No. 32,469
Gordon R. Lindeen, III Reg. No. 33,192	Vincent G. Giola Reg. No. 19,959
Joseph L. Szabo Beg. No. 22,687	John D. Carpenter. Reg. No. 34,133
Roy J. Wankowitz Reg. No. 29,949	Janicel A. Sharp Reg. No. 34,051
Kefch L. Johnson Reg. No. 34,630	Christopher J. Palermo
Samuel K. Kiang Reg. No.	Gregory S. Bampert. Reg. No. 35, 581
Simon K. Lee Reg. No. 32,476	Michael Farjami Reg. No. P38135
Grant T. Langton Reg. No. 39,739	Wesley W. Honroe Reg. No. 39,778

Paul W. Fish Reg. No. 22,435

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David A. Plumley Reg. No. 37,208	Edward B. Heller Reg. No. 17,468
OVILLA B. Slate Reg. No. 37,236	Edvard R. Schwartz  Reg. No. 31,135
R. Dabney Rostham Reg. No. 21,247	Syed A. Hasan Reg. No. 41,057
Lee W. Tower Reg. No. 30,229	Testrey P. Wall Reg. No. 38,357
Patrick J. S. Mouye Reg. No. 40,22	Constantine Marantidis Reg. No. 39,759
Theoder a. Planko Reg. No.	John W. Eldredge Rey. No. 37,613
Yar R. Chaikovsky Reg. No. 39,625	Roderick G. gorman Reg. No.
Carly Fish	William J O'Brien

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Kyl L. Elliote Rog. No. 39,485	Craig A. Gelfound Reg. No. 41,032
Maring R. Knorgandi Reg. No. 45,744	Jeffrey K. Feherveti Reg. ip.
Ware Morris Reg. No. 38,976	Steven P. Skebrat Reg. No. 36,279
Mark C. Scarsi Reg. No.	Daniel H. Cavanagh Rog. No. 41,661
Lay J. Melson  Gary J. Resson  Reg. No. 44,257	Kenyon S. Jentkes Reg. No. 41,873
Kattiloen M. Oister Reg. No. 42,052	Josephine E. Chang Reg. No. 46,083
Hazim H. Ansard Reg. No. 40,896	Robert D. Rowlett Reg. No. 41.279
Jamu Ormaly  Samir B. Armaly  Sen No. 40.898	Monte M. F. Choper Reg. No.

Molly A. Holman Reg. No. 40,002	Raymond R. Tabandeh Reg. No. 43,945  Shuang Luan Hoang
Lucinda Grace Auciello Reg. No. 42,270	Phuong-Quan Hoang Reg. No. 41,839
Norman E. Carle Reg. No. 30,455	Jun-Young E. Jeon Reg. No. 43,693
Joel A. Kauth Reg. No. 41,886	Kathy Mozaho Kathy Mojitri) Reg. No. 41,409
Albert J. Harris, Jr. Reg. No. 46,123	James E. Doroshow
Patrick Y. Ikehara Reg. No. 42,681	San Intrid
Mark Garsola Reg. No. 31,953	Daniel R. Kimbell Reg. No. 34,849
Peter J. Reitan Reg. No.	Theresa W. Madlebrook

Reg. No. 47,822

•	
Robert L. Toms, Sr.	John F. O'Rourke Reg. No. 38,985
Ian L Cartier Reg. No. 38,406	Richard J. Pacitan Reg. No. 28,248
Cynthia a Bonner Cyrlthia A Bonner Reg. No. 44,548	Frank L. Cire Reg. No. 42,419
Paul Heynssens Reg. No. 47,648	Robert A. Green Reg. No. 28,301
Marc A. Karish Reg. No. 44,816	Alan M. Kindred
Charles A. Halloran X Reg. No.	Harold E. Wurst Reg. No. 22,183
Stephen E. Johnson Reg. No. 45,916	Derrick W. Reed Reg. No. 40,138
Pote a. Nichols	Patrick S. Schoenburg

Alottora	Ć.
Stepben D. Burbach Reg. No. 40,285	Donald Bollella Reg. No. 35,451
W. Casey Walls    Jan B. F. Jan Jan J. R.  David B. Sandelands, Jr.	John W. Peck Reg. No. 44,284  Micholas J. Pauley Reg. No. 44,989
Reg. No. 46,023  Leigh O. Linder	Mark J. Markelli Reg. No. 36,593
Brian K. Brookey	Laurence H. Pretty Reg. No. 25,312
Floward A. Kroll	Robert A. Schroeder Reg. No. 25,373
Akidi Eisenhut Heidi L. Eisenhut Reg. No. 46,812	Richard A. Wallen Reg. No. 22,671

# RECIPROCAL AUTHORIZATION RE WITHDRAWAL OF ATTORNEYS

Well-west mutt	Rodney V Warfford Reg No. 51, 304
Michael J. MacDermott Reg. No. 29,946	Rodney V_/Warfford/* Reg. No. 51,304
Anne Wang Reg. No. 36,045	Stephen Lobbin Reg. No. 41,159
Gary B. Lueck	<u>Sserya Medwedusz</u> Ksenya Medvedev Reg. No.
Brian D. Martin Reg. No. 47,771  Sames. M. Collison	Rose A. Hickman Reg. No. 54, 167  Michael B. Farber Reg. No. 32,612
Richard A. Clegg Reg. No. 33,485	Brian Wacter Reg. No.
Natu J. Patel Reg. No. 39,559	Brian L. Yates Reg. No.
Tom H. Dao Reg. No. 44,641	Oliver S. Bajracharya Reg. No. 55,905

# RECIPROCAL AUTHORIZATION RE WITHDRAWAL OF ATTORNEYS

Page 10

Dall	
David J. Steele Reg. No. 47,317	Reg. No.
1 LM	
Peter C. Hsueh Reg. No. 45,574	Reg. No.
John Don	
Colin T. Dorrian Reg. No. 54,658	Reg. No.
Sold .	_
Lauren E. Schneider Reg. No.	Reg. No.
Reg. No.	Reg. No.
Reg. No.	Reg. No.
Reg. No.	Reg. No.
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Reg. No.

Commissioner for Trademarks 2900 Crystal Drive Arlington, VA 22202-3514 www.uspto.gov

REGISTRATION NO: 1783801 SERIAL NO: 74/341429 MAILING DATE: 07/30/2003

REGISTRATION DATE: 07/27/1993

MARK: SKINTELLIGENCE

REGISTRATION OWNER: CARIERI, RICHARD A.

# **CORRESPONDENCE ADDRESS:**

RICHARD J. WARD, JR. CHRISTIE PARKER & HALE LLP PO BOX 7068 PASADENA CA 91109-7068

# NOTICE OF ACCEPTANCE

15 U.S.C. Sec. 1058(a)(3)

THE COMBINED AFFIDAVIT AND RENEWAL APPLICATION FILED FOR THE ABOVE-IDENTIFIED REGISTRATION MEETS THE REQUIREMENTS OF SECTION 8 OF THE TRADEMARK ACT, 15 U.S.C. Sec. 1058.

ACCORDINGLY, THE SECTION 8 AFFIDAVIT IS ACCEPTED.

# **NOTICE OF RENEWAL**

\*\*\*\*\*\*\*\*\*\*\*\*

15 U.S.C. Sec. 1059(a)

THE COMBINED AFFIDAVIT AND RENEWAL APPLICATION FILED FOR THE ABOVE-IDENTIFIED REGISTRATION MEETS THE REQUIREMENTS OF SECTION 9 OF THE TRADEMARK ACT, 15 U.S.C. Sec. 1059.

ACCORDINGLY, THE REGISTRATION IS RENEWED.

THE REGISTRATION WILL REMAIN IN FORCE FOR CLASS(ES): 003.

SMITH, WYE J PARALEGAL SPECIALIST POST-REGISTRATION DIVISION (703)308-9500

PLEASE SEE THE REVERSE SIDE OF THIS NOTICE FOR INFORMATION CONCERNING REQUIREMENTS FOR MAINTAINING THIS REGISTRATION ORIGINAL

## REQUIREMENTS FOR MAINTAINING A FEDERAL TRADEMARK REGISTRATION

## I) SECTION 8: AFFIDAVIT OF CONTINUED USE

The registration shall remain in force for 10 years, except that the registration shall be canceled for failure to file an Affidavit of Continued Use under Section 8 of the Trademark Act, 15 U.S.C. Sec. 1058, at the end of each successive 10-year period following the date of registration.

Failure to file the Section 8 Affidavit will result in the cancellation of the registration.

#### II) SECTION 9: APPLICATION FOR RENEWAL

The registration shall remain in force for 10 years, subject to the provisions of Section 8, except that the registration shall expire for failure to file an Application for Renewal under Section 9 of the Trademark Act, 15 U.S.C. Sec. 1059, at the end of each successive 10-year period following the date of registration.

Failure to file the Application for Renewal will result in the expiration of the registration.

NO FURTHER NOTICE OR REMINDER OF THESE REQUIREMENTS WILL BE SENT TO THE REGISTRANT BY THE PATENT AND TRADEMARK OFFICE. IT IS RECOMMENDED THAT THE REGISTRANT CONTACT THE PATENT AND TRADEMARK OFFICE APPROXIMATELY ONE YEAR BEFORE THE EXPIRATION OF THE TIME PERIODS SHOWN ABOVE TO DETERMINE APPROPRIATE REQUIREMENTS AND FEES.

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

# COMBINED APPLICATION FOR RENEWAL OF REGISTRATION UNDER SECTION 9, AND DECLARATION OF USE UNDER SECTION 8

Mark

SKINTELLIGENCE /

Registration No.:

1,783,801

Registered

July 27, 1993

Class(es)

3

## COMMISSIONER FOR TRADEMARKS:

The applicant for renewal of the above-identified registration is Richard A. Carieri, an individual registrant, residing at 9540 Cozycroft Avenue, Chatsworth, California 91311. The applicant requests that the above-identified registration, granted on July 27, 1993, which applicant now owns, as shown by records in the U.S. Patent and Trademark Office, be renewed in accordance with the provisions of Section 9 of the Act of July 5, 1946.

I, Richard A. Carieri, the undersigned, declare that I am of renewal applicant and am authorized to make this declaration for and on behalf of said applicant; and that the mark shown in the registration is still in use in commerce on or in connection with the following goods identified in the registration: COSMETICS; NAMELY, SKIN CLEANSER PREPARATIONS, SKIN FRESHENER PREPARATIONS, SKIN MOISTURIZER, TONING LOTION, EMOLLIENT CREAM, TONING MASK, SHAVING CLEANSER PREPARATIONS, EYE TONING GEL, FACE MAKEUP, BODY SHAMPOO, HAIR SHAMPOO, HAIR CONDITIONER, the attached specimen showing the mark as currently used.

06/06/2003 KGIBBONS 00000141 1783801

01 FC:6205

100.00 DP 400.00 DP/

Surrespondence is being deposited with the street class mail in an envelope address to street, 2900 Crystal Delve, Adjusted to Street, 2000 Crystal Delve, 2000 Crysta

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#### POWER OF ATTORNEY

Applicant hereby appoints the following members of the Bar and attorneys of the law firm Christie, Parker & Hale, LLP, with full power of substitution and revocation, to transact all business in the Patent and Trademark Office in connection with this Registration:

atty

D. Bruce Prout
Richard J. Ward, Jr.
LeRoy T. Rahn
Walter G. Maxwell
William P. Christie
David A. Dillard
Thomas J. Daly
Vincent G. Gioia
Theodore A. Pianko
Edward R. Schwartz
John D. Carpenter
Wesley W. Monroe
David A. Plumley
Gregory S. Lampert

Mark Garscia
Syed A. Hasan
Harold E. Wurst
Robert A. Green
Howard A. Kroll
Richard A. Wallen
Michael J. MacDermott
Anne Wang
Constantine Marantidis
Daniel R. Kimbell
Daniel M. Cavanagh
Gary J. Nelson
Kathleen M. Olster
Josephine E. Chang

Joel A. Kauth
Patrick Y. Ikehara
Charles R. Halloran
Raymond R. Tabandeh
Gary S. Dukarich
Cynthia A. Bonner
Jun-Young E. Jeon
Peter A. Nichols
Stephen D. Burbach
Brian K. Brookey
Mark J. Marcelli
David J. Steele
John W. Peck
Brian L. Yates

Tom H. Dao
Frank L. Cire
Rodney V. Warfford
David J. Bailey
Rose A. Hickman
Ksenya Medvedev
R. William. Johnston
Hayden A. Carney
Russell R. Palmer, Jr.
Richard D. Seibel
Theresa W. Middlebrook
Richard J. Paciulan
Richard A. Clegg

The authority under this Power of Attorney of each person named above shall automatically terminate and be revoked upon such person ceasing to be a member or associate of or of counsel to that law firm.

CD

Please address all correspondence and the renewal certificate to CHRISTIE, PARKER & HALE, LLP, P.O. Box 7068, Pasadena, CA 91109-7068.

#### **DECLARATION**

I, the undersigned, declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the aforesaid registration and this renewal application.

Date 5/5/03

RJW/mas MAS PAS502708.1-\*-5/2/03 6:25 PM Richard A. Carieri

Richard J. Ward, Jr. Christie, Parker & Hale, LLP P.O. Box 7068 Pasadena, CA 91109-7068

34183 SKININTELLIGENCE

Docket No. Mark Class(es) Applicant

Richard A. Carieri

Oue (1)



# **Incoming Correspondence Routing Sheet**

To: Post Registration (PRU)

Word Mark: SKINTELLIGENCE

Reg. No.: 1783801



Serial No: 74341429



Mail Date: 05152003



Doc. Type: Combined Section 8 and 9

Fee

RAM Mail Date: 051503



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# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE COMBINED RENEWAL APPLICATION AND DECLARATION OF USE TRANSMITTAL

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514 on May 12, 2003.

Richard J. Ward. Jr

Box POST REG FEE Commissioner for Trademarks 2900 Crystal Drive Arlington, Virginia 22202-3514 May 12, 2003

Commissioner:

Enclosed for filing are:

1. A combined renewal application and declaration of use for the following registration:

Mark

SKINTELLIGENCE

Reg. No.

1,783,801

Registered:

July 27, 1993

Class(es)

: 3

Registrant:

Richard A. Carieri

- 2. One specimen of the mark as used.
- 3. A check for \$500.00 for the filing fee.

Any deficiency in or overpayment of fees for this transaction should be charged or credited to Deposit Account No. 03-1728. Please show our docket number with any Deposit Account transaction. A copy of this letter is enclosed.

Please address all correspondence to CHRISTIE, PARKER & HALE, LLP, P.O. Box 7068, Pasadena, California 91109-7068.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

Richard J. Ward,

626/795-9900

RJW/clb clb pas504170.1-\*-5/12/03 2:31 pm

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Richard J. Ward. J

Box POST REG FEE Commissioner for Trademarks 2900 Crystal Drive Arlington, Virginia 22202-3514

May 12, 2003

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Reg. No. : 1,783,801 Registered : July 27, 1993

Class(es) : 3

Registrant: Richard A. Carieri

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Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

3y <u>6 4</u>

Richard J. Ward, Jr. 626/795-9900

RJW/clb clb pas504170.1.\*-5/12/03 2:31 pm

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Richard J. Ward Jr

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Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

Richard I Word

626/795-9900

RJW/clb CLB PAS504170.1-\*-5/12/03 2:31 PM

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: SKINTELLIGENCE

Registration No.:

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Registered

: July 27, 1993

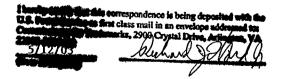
Class(es)

3

# COMMISSIONER FOR TRADEMARKS:

The applicant for renewal of the above-identified registration is Richard A. Carieri, an individual registrant, residing at 9540 Cozycroft Avenue, Chatsworth, California 91311. The applicant requests that the above-identified registration, granted on July 27, 1993, which applicant now owns, as shown by records in the U.S. Patent and Trademark Office, be renewed in accordance with the provisions of Section 9 of the Act of July 5, 1946.

I, Richard A. Carieri, the undersigned, declare that I am of renewal applicant and am authorized to make this declaration for and on behalf of said applicant; and that the mark shown in the registration is still in use in commerce on or in connection with the following goods identified in the registration: COSMETICS; NAMELY, SKIN CLEANSER PREPARATIONS, SKIN FRESHENER PREPARATIONS, SKIN MOISTURIZER, TONING LOTION, EMOLLIENT CREAM, TONING MASK, SHAVING CLEANSER PREPARATIONS, EYE TONING GEL, FACE MAKEUP, BODY SHAMPOO, HAIR SHAMPOO, HAIR CONDITIONER, the attached specimen showing the mark as currently used.



#### POWER OF ATTORNEY

Applicant hereby appoints the following members of the Bar and attorneys of the law firm Christie, Parker & Hale, LLP, with full power of substitution and revocation, to transact all business in the Patent and Trademark Office in connection with this Registration:

D. Bruce Prout Richard J. Ward, Jr. LeRoy T. Rahn Walter G. Maxwell William P. Christie David A. Dillard Thomas J. Daly Vincent G. Gioia Theodore A. Pianko Edward R. Schwartz John D. Carpenter Wesley W. Monroe	

Mark Garscia
Syed A. Hasan
Harold E. Wurst
Robert A. Green
Howard A. Kroll
Richard A. Wallen
Michael J. MacDermott
Anne Wang
Constantine Marantidis
Daniel R. Kimbell
Daniel M. Cavanagh
Gary J. Nelson
Kathleen M. Olster
Josephine E. Chang
-

Joel A. Kauth
Patrick Y. Ikehara
Charles R. Halloran
Raymond R. Tabande
Gary S. Dukarich
Cynthia A. Bonner
Jun-Young E. Jeon
Peter A. Nichols
Stephen D. Burbach
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David J. Steele
John W. Peck
Brian L. Yates

Tom H. Dao
Frank L. Cire
Rodney V. Warfford
David J. Bailey
Rose A. Hickman
Ksenya Medvedev
R. William. Johnston
Hayden A. Carney
Russell R. Palmer, Jr.
Richard D. Seibel
Theresa W. Middlebrook
Richard J. Paciulan
Richard A. Clegg

The authority under this Power of Attorney of each person named above shall automatically terminate and be revoked upon such person ceasing to be a member or associate of or of counsel to that law firm.

Please address all correspondence and the renewal certificate to CHRISTIE, PARKER & HALE, LLP, P.O. Box 7068, Pasadena, CA 91109-7068.

#### DECLARATION

I, the undersigned, declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the aforesaid registration and this renewal application.

Date <u>5/5/03</u>

RJW/mas MAS PAS502708.1-\*-5/2/03 6:25 PM Richard A Carieri

Richard J. Ward, Jr. Christie, Parker & Hale, LLP P.O. Box 7068 Pasadena, CA 91109-7068

34183 SKININTELLIGENCE

Docket No. Mark Class(es) Applicant

Richard A. Carieri

Specimens

One (1)



W/341429

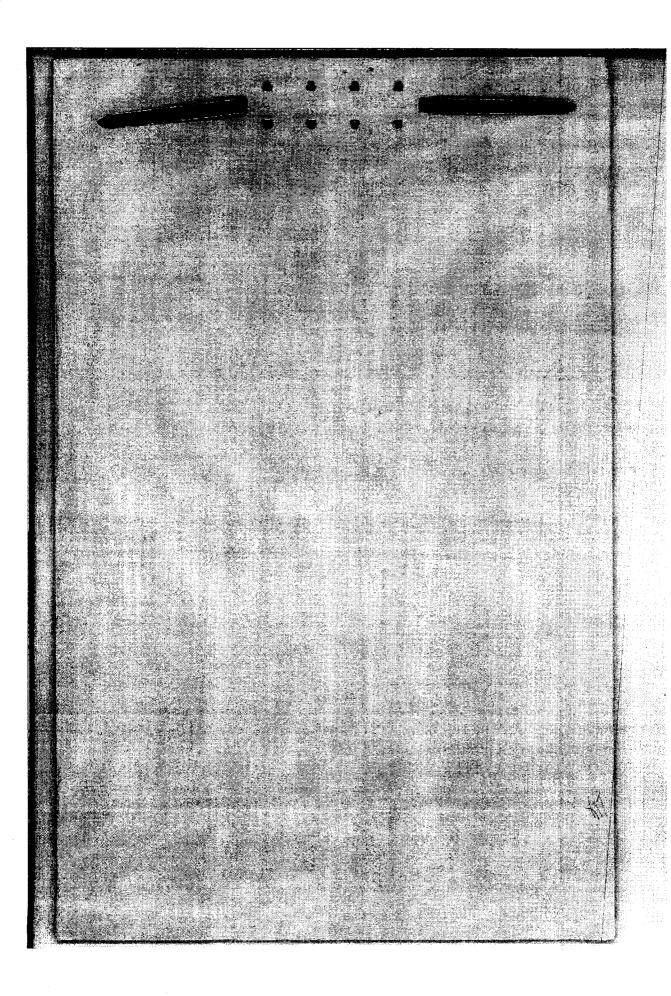
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1. REG. NO. 1783801	3. MARK	NTELLIGENCE			4. SER. NO. 74/341429
2 <b>JEL 27</b> 1993					5. REGISTER PRINCIPAL
6, INTERNATIONAL CLASS		7, PRIOR U.S. CLASS		8. FILING DATE 12/21/92	9. LAW OFFICE 1.2
10. APPLICANT AND POST OF CARIERI, RICHAI 21822 Lassen St Chatsworth, CAI INDIVIDUAL UNI	reet, IFORN	IA 91311		16. EXAMINING ATT	orney MHA
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15. GOODS — SERVICES DO3-cosmetics; n g Lotion, emolli ce make up body	amely/ ent cr shampo	giedra skin cleaner / ski eam, toning mask, o, hair shampoo, h	n fresh shaving	puparation lener // skin m cleanser // e ditione/	ojsturizer, tonin gailwi ye toning gel, fa
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Serial Number: 74341429 <u>Assignment Information</u> <u>Trademark Document Retrieval</u>

Registration Number: 1783801

Mark (words only): SKINTELLIGENCE

Standard Character claim: No

Current Status: The registration has been renewed.

**Date of Status: 2003-07-30** 

Filing Date: 1992-12-21

Transformed into a National Application: No

Registration Date: 1993-07-27

Register: Principal

Law Office Assigned: LAW OFFICE 12

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at <u>TrademarkAssistanceCenter@uspto.gov</u>

Current Location: 40S -Scanning On Demand

**Date In Location: 2007-09-25** 

# LAST APPLICANT(S)/OWNER(S) OF RECORD

## 1. LIFETECH RESOURCES, LLC

# Address:

LIFETECH RESOURCES, LLC 9540 COZYCROFT AVENUE CHATSWORTH, CA 91311

**United States** 

Legal Entity Type: Limited Liability Company State or Country Where Organized: California

#### GOODS AND/OR SERVICES

International Class: 003 Class Status: Active Latest Status Info Page 2 of 3

cosmetics; namely, skin cleanser preparations, skin freshener preparations, skin moisturizer, toning lotion, emollient cream, toning mask, shaving cleanser preparations, eye toning gel, face makeup body shampoo, hair shampoo, hair conditioner

Basis: 1(a)

First Use Date: 1990-05-19

First Use in Commerce Date: 1990-05-19

### ADDITIONAL INFORMATION

(NOT AVAILABLE)

# MADRID PROTOCOL INFORMATION

**USPTO Reference Number:** A0023669

International Registration Number: 1072359
International Registration Date: 2011-03-11
Original Filing Date with USPTO: 2011-03-11

International Registration Status: Application For IR Registered By IB

Date of International Registration Status: 2011-04-21 International Registration Renewal Date: 2021-03-11 Irregularity Reply by Date: (DATE NOT AVAILABLE)

## **Madrid History:**

04-21-2011 - 20:47:00 - Application For IR Registered By IB

03-14-2011 - 21:07:28 - IR Certified And Sent To IB

03-14-2011 - 12:30:41 - Manually Certified

03-11-2011 - 20:16:19 - New Application For IR Received

## PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2010-03-17 - Automatic Update Of Assignment Of Ownership

2007-09-25 - Case File In TICRS

2006-10-09 - Review Of Correspondence Complete

2005-03-07 - PAPER RECEIVED

2003-07-30 - First renewal 10 year

2003-07-30 - Section 8 (10-year) accepted/ Section 9 granted

2003-05-15 - Combined Section 8 (10-year)/Section 9 filed

2003-05-15 - PAPER RECEIVED

1999-08-13 - Section 8 (6-year) accepted & Section 15 acknowledged

1999-03-08 - Section 8 (6-year) and Section 15 Filed

1993-07-27 - Registered - Principal Register

1993-05-04 - Published for opposition

1993-04-02 - Notice of publication

1993-03-11 - Approved for Pub - Principal Register (Initial exam)

1993-03-10 - Examiner's amendment mailed

1993-03-05 - Assigned To Examiner

# ATTORNEY/CORRESPONDENT INFORMATION

# Attorney of Record

RICHARD J. WARD, JR.

# Correspondent

RICHARD J. WARD, JR. CHRISTIE PARKER & HALE LLP PO BOX 7068 PASADENA CA 91109-7068